



# Journal of the Senate

Number 1—Regular Session

Tuesday, March 8, 2005

**Beginning the Thirty-seventh Regular Session of the Legislature of Florida convened under the Florida Constitution as revised in 1968, and subsequently amended, and the 107th Regular Session since Statehood in 1845, at the Capitol, in the City of Tallahassee, Florida, on Tuesday, the 8th of March, A.D., 2005, being the day fixed by the Constitution of the State of Florida for convening the Legislature.**

## CONTENTS

Address by Governor	4
Address by President	2
Call to Order	1
Committee Substitutes, First Reading	93
Committees of the Senate	119
Executive Business, Appointments	112
Executive Business, Suspension Reports	109, 110, 111
Executive Business, Suspensions	109, 110, 111
Introduction and Reference of Bills	7
Joint Session	3
Memorial Dedication Ceremony	1
Moment of Silence	1
Motions	3
Remarks	1
Reports of Committees	101, 105
Senate Pages	120
Special Guests	1
Special Performance	2
Supreme Court Certification	115
Vetoed Bills	105

## CALL TO ORDER

The Senate was called to order by President Lee at 10:00 a.m. A quorum present—40:

Mr. President	Diaz de la Portilla	Peadar
Alexander	Dockery	Posey
Argenziano	Fasano	Pruitt
Aronberg	Garcia	Rich
Atwater	Geller	Saunders
Baker	Haridopolos	Sebesta
Bennett	Hill	Siplin
Bullard	Jones	Smith
Campbell	King	Villalobos
Carlton	Klein	Webster
Clary	Lawson	Wilson
Constantine	Lynn	Wise
Crist	Margolis	
Dawson	Miller	

## PRAYER

The following prayer was offered by Father Francis Dionne, Chaplain, Veterans Administration Medical Center, Bay Pines:

God of all creation, as we seek to fulfill our duty here as elected and trusted leaders of the people of the great State of Florida, we are aware of our differing thoughts, needs and solutions to the tasks we face. Understanding that what we do here is for the common good, we are seeking to recognize and honor our abilities and talents as individuals, and then unite ourselves in a spirit of cooperation and compassion. We

are well aware that, as individuals, we are unique and valued in your sight. May each one of us here this day be open to the possibilities attainable through working together for the benefit of all. In faith, may we see through your eyes the giftedness you created in all present and then together accomplish what is needed to enhance the lives of all.

Lord God, we implore your guidance and blessings in the days, weeks and months ahead. Give to us the gifts of endurance, strength and intellect bound together in a spirit of humility. May we accomplish what we have been elected to do, and be ever grateful to you for entrusting to us the leadership and care of your people. All this we now ask prayerfully, in faith. Amen.

## PLEDGE

Senate Pages Danielle Butler of Tallahassee; Grady "Trey" Goodwin III of Wewahatchka; Rian Masanoff of Parkland; and Michael Tollerton of Sarasota, led the Senate in the pledge of allegiance to the flag of the United States of America.

## MOMENT OF SILENCE

The President recognized Senator King who asked that the Senate observe a moment of silence in memory of former Senator and Secretary of the Department of Juvenile Justice Bill Bankhead, who passed away March 6.

## SPECIAL GUESTS

The President recognized the Lieutenant Governor and former Senate President, 1996-2000, Toni Jennings.

The President recognized former Senator, Attorney General Charlie Crist; Chief Financial Officer Tom Gallagher and former Senator, Commissioner of Agriculture Charles H. Bronson.

The President recognized the following Supreme Court Justices: Chief Justice Barbara J. Pariente, Justice Harry Lee Anstead, Justice Kenneth B. Bell, Justice Raoul G. Cantero III, Justice R. Fred Lewis, Justice Peggy A. Quince, and Justice Charles T. Wells.

The President recognized the following former Senate Presidents: Mallory Horne, 1972-74; Phil Lewis, 1978-80; John Vogt, 1986-88; Gwen Margolis, 1990-92; Jim Scott, 1994-96 and his children, Stacy and Frank; John McKay, 2000-02, and his wife, Michelle; and Jim King, 2002-04, and his wife Linda.

The President also recognized former Senators John Grant and Van Poole.

## MEMORIAL DEDICATION CEREMONY

At the request of the President, former Senate President Jim Scott, his children, Stacy and Frank, and his long-time friend and law partner, Norman Tripp were escorted to the rostrum.

## Remarks by President Lee

Senators and guests, President Scott, his family and friend are here today for a very special dedication in memory of Janice Scott who lost

her battle with cancer this past year. Janice served as First Lady of the Senate from 1994-1996. For those of you who knew Janice, you can attest to the wonderful person she was. Not only was she a gracious person, but her quick wit and sharp mind made her a joy to be around.

Today it is my honor to dedicate and rename the Senate Spouses' Lounge as the *Janice Scott Senate Family Center*.

### Presentation

The President presented former President Scott with a photo plaque commemorating the dedication and announced that the plaque would be placed outside the door to the *Janice Scott Senate Family Center* as a lasting tribute to Janice.

The President recognized former President Scott who briefly addressed the Senate.

## COMMITTEES APPOINTED

On motion by Senator Baker that a committee be appointed to notify the House of Representatives that the Senate was convened and ready to proceed to the business of the session, the President appointed Senators Baker, Aronberg, Diaz de la Portilla, Wilson, and Wise. The committee was excused.

On motion by Senator Webster that a committee be appointed to notify the Governor that the Senate was convened and ready to proceed to the business of the session, the President appointed Senators Webster, Bullard, Garcia, Haridopolos, and Klein. The committee was excused.

## SPECIAL PERFORMANCE

The President recognized Senator Margolis who introduced Vivian Baldonado. Ms. Baldonado, a music teacher at North County Charter School in Opa Locka and a recent graduate of the New World School of the Arts, sang "The Star-Spangled Banner."

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Tom Lee, President

I am directed to inform the Senate that the House of Representatives has adopted HCR 1-Org. and requests the concurrence of the Senate.

*John B. Phelps, Clerk*

By Representative Goodlette—

**HCR 1-Org.**—A concurrent resolution providing that the House of Representatives and Senate convene in Joint Session for the purpose of receiving a message from the Governor.

—was read the first time in full. On motion by Senator Pruitt, by two-thirds vote **HCR 1-Org.** was read the second time by title, unanimously adopted and certified to the House.

## COMMITTEES DISCHARGED

The committee appointed to notify the House of Representatives appeared at the bar of the Senate and reported to the President that its duty had been performed. The committee was thanked for its service and discharged.

The committee appointed to notify the Governor appeared at the bar of the Senate and reported to the President that its duty had been performed. The committee was thanked for its service and discharged.

## ADDRESS BY PRESIDENT TOM LEE

I'll never forget the first time I walked through those Chamber doors. I was a candidate for the State Senate nearly nine years ago. Like many of you who serve here today, the thought of doing something meaningful, for the state I loved, was inspiring.

It was immediately apparent to me that the Florida Senate was a VERY special place. I could feel the sense of tradition, and the legacy of those who had served here; Floridians who cared enough about our state to make the sacrifice of public service, passionately, and without reservation.

A place that captures the best traditions of our representative democracy; where honor and humility come with being chosen to serve, by friends and neighbors, by people you know and many you don't; to **speak** for them, to **try** for them, and to **succeed** for them. A place that welcomes heart, wisdom and real-world experience; where integrity melds with acts of courage; where the public's faith and trust count just as much as the bills passed, and the honors secured.

A Florida Senate composed of ordinary people—"citizen legislators"—from all walks of life; who would serve as the strength, voice, and conscience of the people, as their best advocate, their best defender, and their best hope. Today, these citizen legislators include mothers and fathers, grandmothers and grandfathers; Floridians who have distinguished themselves in business and excelled in finance; who have taught in schools and lectured in universities; real people from the real world who chose to serve their communities, to help them, to support them, and to defend them.

Citizen legislators all, including a former school teacher whose passion for education and child safety is only matched by her unrelenting energy; a father and banker whose knowledge of finance is now focused on making government more efficient and accountable; a mother and rancher with three beautiful children who worked tirelessly to advance early childhood learning, and now leads our effort to put Medicaid on a more solid footing; a former Senate President, the first of his family to graduate from college, whose ingenuity in business has provided every young entrepreneur with a tribute to perseverance and a roadmap for success; a small businessman who risked his life to help lead another nation from tyranny to democracy a half a world away, now in this chamber to help his community; the gentleman and leader from across the aisle, who continues to overcome personal adversity to champion equal opportunity and the rights of others—Senator Miller, my friend, welcome home.

All of us who serve in this Chamber today will have the opportunity to shape tomorrow for millions of Floridians; most of whom we'll never meet or get to know, but whose lives we will touch. Together, let us resolve that here, in this Senate, we **WILL** stand up, and stand together, in putting integrity before expediency and principle above politics.

**To** reconnect people back with **their** state government, by inspiring them to believe that their ideas, their opinions, and their voices can make a difference. **To** enhance the public trust by implementing common sense reforms in the way we—and those around us—conduct the people's business.

**To** run government more like a business where bottom lines matter, and the customer comes first. **To** address the long-term impacts of funding short-term needs, by replacing knee-jerk reactions to crises we could have averted, with real financial planning to head off crises we never have to face. **To** remember that we work for the people, **never** forgetting where we came from, what we came here to do, and who sent us here.

As is so often the case, the issues and priorities that will define **this** session reflect the timing, and circumstance, of the state of our state.

**First**, this is a new day in the Florida Legislature, as together we restore balance, cooperation and trust to the governing relationship between the Senate and House. That would not be possible without Speaker Allan Bense, a father, husband, and businessman; someone who shares our no-nonsense, bottom-line, results-oriented approach to government; someone who shares our passion for cooperating, not confronting; communicating, not vilifying; devising, not dividing. We both expect great things of, and from, each other and our respective Members. We will work hard—very hard—to fulfill the promise of that expectation.

**Second**, we will plan ahead, think ahead, and budget ahead, in the name of **every taxpayer** in our state. This session and the next, we will insist that decisions be more far-sighted, appropriations more justified, and expenditures more controlled; a **new** discipline that helps ensure the next few budgets are both well-conceived and fiscally sound.

I want to commend the Governor and Lt. Governor for composing, then proposing, a budget and financial pro forma that looks three years down the road; one that takes into account that what we do today impacts tomorrow; an approach to budgeting that respects those who will be asked to pay the bill. All done to get ahead of the game, because falling behind means those bills will grow larger and ever more unpredictable.

As we in this Senate predicted, a focus on long-term budgeting helped us identify rapidly escalating demands on our state budget—obligations we couldn't ignore such as Medicaid, a program which is quickly putting Florida behind the financial eight-ball with exponential deficits and unsustainable growth. Medicaid will not fix itself. We can. Beginning with a candid look at every option, every possible remedy—keeping in mind that we have a moral responsibility to the elderly, disabled, and those who are in critical need—to do it right.

Long-range financial planning has produced a call for action. Here in this Senate, it's time to answer the call. When we do, we must also review the current mandates of the class-size amendment. Given that class size most dramatically impacts children in the early years of kindergarten through third grade, the practical effect of the amendment has been to handcuff local decisionmaking and deprive teachers of better salaries. It's time to take another look at what was promised, but this time, within the context of how this mandate impacts other vital components of a quality education, including teacher pay and greater local control.

**Third**, we have to be more responsible, and grow more responsibly, if we intend to sustain quality of life for future generations of Floridians. When our classrooms are too packed, our roads too congested, and our remaining lands too easily auctioned to development, how can we—in good conscience—just look the other way and hope someone else will take care of the problem? Hope that the future will take care of itself, all **by** itself?

That's why growth management may be the most important issue we'll **ever** face, because these laws **become** our vision, this vision **becomes** our future. I have spent most of my adult life working in and around the planning process. I have come to believe that growth management is more of a financing problem than a planning problem; and that the blueprint to sustaining our state economy, and our quality of life, means Floridians must invest in **their** future, and in their children's.

Yet if we ask people for such a commitment, they have the right to know how much is involved, who's accountable for getting it done, specifically where the help would go, that a proper financial plan is in place—and that we have revised our growth management laws so they'll know we do not intend to repeat the mistakes of the past. It is incumbent upon us, **all** of us in this Chamber, to make that case to the taxpayers of this state.

**Four**, we must restore the public trust by bringing the public's business more into the open with fuller, fairer disclosure. Tallahassee has an image problem today—fueled by arcane rules of advocacy and disclosure that nearly 30 states, **and** the United States Congress, have changed, amended, and/or reformed over recent years in the interest of public confidence. Here in Florida, the process is dated and not readily transparent to the public, raising questions not easily answered, about influence not easily identified.

It is a fundamental right for people to advocate before their government, either directly or through surrogates. Those surrogates can add value to the system by introducing informed perspectives and alternative points of view, but we have to recognize that the public's confidence is shaken when that advocacy is cloaked in secrecy, conducted out of the sunshine, with an unwillingness to disclose.

Florida's Sunshine Laws were passed 38 years ago. Today, we can and should take the next step, by supporting those who respect the process, and revealing those who don't. While we must fully protect the people's First Amendment rights to raise money for political expression—we must also be willing to support and defend higher standards for reporting and disclosure.

Because when we do, **we**, the members in this Chamber; the staff in this capitol; and the lobbyists in the rotunda; **together** we send a powerful public message: "We have **nothing** to fear. We have **nothing** to hide."

•A full, healthy, cooperative relationship with our colleagues in the House of Representatives.

•Long-term financial planning, to ensure we don't obligate future generations without conscience or consideration.

•Managing growth before it manages us.

•Restoring, and enhancing, the public trust.

Four hallmarks, four principles, four priorities for a Senate session that I hope will be long remembered not only for who we **are**, but for what we **did**; and **how** we did it.

As Citizen Legislators. As men and women who care about their families, their communities, their state.

**Each** with a different perspective.

**Each** from a different walk of life.

But **all** committed to making a difference in and for the state we love.

**That** is the journey I began nine years ago.

**That** is the journey you and I today will continue. Together.

## COMMITTEE RECEIVED

A committee from the House of Representatives composed of Representatives Gardiner, Bowen, Kottkamp, Benson, and Gelber was received and informed the Senate that the House of Representatives was convened and ready to proceed to the business of the session. The committee then withdrew from the chamber.

## MOTIONS

On motion by Senator Pruitt, the rules were waived and by two-thirds vote **SB 106, SB 166, CS for SB 200, CS for SB 246, SB 292, CS for SB 478, SB 516, SB 1334, CS for SB 1336, SB 1338, SB 1340, SB 1376, SB 1378, SB 1380, SB 1382, SB 1384, SB 1386, SB 1388, SB 1390, SB 1392, SB 1394, CS for SB 1396, SB 1398, SB 1400, SB 1402, SB 1404, CS for SB 1406, CS for SB 1408, CS for SB 1410, and CS for SB 1412** were established as the Special Order Calendar for Thursday, March 10.

Senator Pruitt moved that following the joint session, the Senate stand in recess for the purpose of holding committee meetings and conducting other Senate business until Thursday, March 10 at 9:00 a.m. or upon call of the President. The motion was adopted.

(See remainder of Senate business following the joint session.)

## JOINT SESSION

Pursuant to **HCR 1-Orig.**, the Senate formed in processional order and marched in a body to the chamber of the House of Representatives where they were received in due form. The joint session was called to order by The Honorable Allan Bense, Speaker of the House of Representatives.

The Lieutenant Governor, members of the Cabinet and justices of the Supreme Court were received and seated.

The Speaker invited Senator Lee, President of the Senate, and Senator Clary, President Pro Tempore of the Senate, to the rostrum and requested the President to preside over the joint session.

## THE PRESIDENT PRESIDING

The President declared a quorum of the joint session present.

Father Francis Dionne, Veterans Administration Medical Center, Bay Pines delivered the prayer.

The President led the pledge of allegiance to the flag of the United States of America.

On motion by Representative Sorenson that a committee be appointed to notify the Governor that the joint session was assembled to receive his message, the President appointed Senators Villalobos, Alexander,

Campbell, Carlton, Sebesta and Lawson; and on behalf of the Speaker, appointed Representatives Rubio, Brown, Pickens, Harrell, Cusack and Bendross-Mindingall. The committee withdrew from the chamber.

The committee appointed to wait upon the Governor subsequently returned to the chamber escorting His Excellency, The Honorable Jeb Bush, Governor, who was escorted to the rostrum.

The President presented the Governor to the joint assembly.

## ADDRESS BY GOVERNOR JEB BUSH

Good morning.

President Lee, Speaker Bense, members of the Legislature, members of the Supreme Court, honored guests, and my fellow Floridians, it is an honor to be with you today to review the current state of our beloved State of Florida, and to begin a discussion of the next steps toward a future of continued promise and opportunity.

I'm especially glad to have Senator Les Miller and Representative David Coley here today. Along with our gratitude for their service, we offer our prayers for their swift recovery.

Our prayers are also with the family of Bill Bankhead. Bill served in this Legislature, and in the executive branch of state government, and did both with skill and honor.

My wife, Columba, is here today. I am grateful for her contributions to this state as First Lady, and for her unwavering support that allows me to serve as Governor to the best of my ability. I have been blessed by her love and graceful influence in my life for more than 34 years, long enough to understand how much of my happiness and success I owe to her.

Lt. Governor Toni Jennings also joins us today. Over the last two years we have served as a team, and have forged a partnership that I value immensely. I thank her for her commitment and service to the people of our state.

Six months ago, as the last of four major hurricanes swept across our shores, the state of our state was an open question. Today many communities still face challenges, and many residents are still rebuilding lives interrupted by the storms. But our state continues to move forward, creating more jobs than any other state in the nation, attracting investment, and generating revenues for government that outpace our most ambitious projections. This strength ensures we have the resources to help those in need, as well as the ability to recover and rebuild.

Ladies and gentlemen, thanks to the dynamic spirit and determination of Floridians, the state of our state is stronger than ever.

We enter 2005 with strong momentum and a growing economy. We have the financial reserves to meet unexpected challenges, as well as improved credit ratings that validate our policies and practices.

I thank you all for your efforts, and our progress.

This year our nation remains at war with the enemies of freedom, and we honor the service of soldiers who stand courageously against all threats. We rely on their strength, and they can count on our support.

We understand their sacrifice, and we respect the difference they're making.

In his State of the Union address, our President introduced an Iraqi woman who proudly raised her vote stained finger to make a "victory" sign for her country. She was there to remind us of the freedom we've fostered half a world away.

Maki Kubba has lived in Florida since 1992, and is here today with his son, Hany.

As a young political activist speaking out against the evil of Saddam Hussein, Maki was imprisoned and tortured, as his father had been before him. He was eventually released, and continued his opposition to the regime. Sentenced to death in 1979, Maki fled to America. He was 21.

In January, Maki joined a dozen friends from the Tampa area to make the 24-hour roundtrip drive to Nashville. Together, they registered to vote in the first real Iraq election in history. A week later, they repeated the long journey to cast their ballots. When asked why, Maki said, "voting is the best bullet to shoot against the terrorists."

Twenty-six years after fleeing for his life, Maki is considering a return to Iraq before the next election, in time to run for office. Godspeed, Maki.

People often talk broadly about the importance of the fight for liberty. Maki shows us what it means for our friends and neighbors, both here and abroad.

First Lieutenant Tommy Davis shows us what it takes to change the world.

He was deployed to Iraq on his birthday in 2003, as part of the 3rd Battalion, 124th Infantry Regiment from Tallahassee. He and his men were some of the first Florida National Guard troops in the region. He led his platoon in combat along the eastern side of Iraq to Baghdad.

In Baghdad, Lieutenant Davis and his men trained some of the first Iraqi Defense Forces.

They also renovated schools, collected supplies for children, and rebuilt a local soccer field before leaving in January 2004.

Lieutenant Davis returned home to Chipley and reunited with his wife, Denise, and their two children, Holly and Trey. Just 90 days later he and his battalion provided search and rescue services as well as security and food distribution for hurricane victims.

Lieutenant Davis will report for active duty again in just two days. This time he's headed to Afghanistan for a year, one of 1,200 Florida Army National Guards who will train the Afghan National Army to defend their nation's hard-won freedom from all threats.

Lieutenant Davis, we send you forward with our deepest respect, our sincere gratitude, and our prayers for your family and for your safe return.

Last year we invested \$6.5 million to refurbish National Guard armories in Florida. I'm asking for an additional \$12.3 million this year to make sure our Guard armories can train and prepare soldiers and airmen to serve wherever they are needed.

Soldiers like Lieutenant Davis deserve our full support and so do their families. I'm asking lawmakers for \$5 million to establish an emergency grant program to ensure the families of our deployed Guard troops have the support they need to meet the challenges here at home while their loved ones are away.

We've seen heroism in combat fatigues and in ink-stained fingers raised in defiance of tyranny and terror. We also saw it closer to home in first responder uniforms, and in thousands of storm-weary public servants who say they were just doing their jobs.

People like Ben Nelson—alias "Weatherboy"—the young meteorologist who tracked the storms, and calculated their potential impact with each shift of the wind. And Craig Fugate, who led Florida's Emergency Operations Team forward storm after storm . . . after storm . . . after storm, with the calm resolve that set the tone for our response.

Floridians in all uniforms of first response, from law enforcement, to firefighters, to paramedics, to public health nurses and volunteers used their skill and courage to ensure the safety of millions. Professionals like Vero Beach Police Chief Jim Gabbard and his team rushed to help wherever they were needed.

When residents of a senior citizen mobile home community took refuge in their activities center, rising floods threatened to drown them all. Chief Gabbard and his team responded in the midst of the storm, stripping off their heavy gear and swimming to the rescue. They saved lives and defined the heroism of first responders across our state.

State workers also found ways to meet the emergency needs of the people they serve. I watched Dr. John Agwunobi lead thousands of workers as Secretary of the Department of Health, and personally save a life in a Port Charlotte shelter the day after Charley hit that community with a vengeance.

The commitment of these public servants was the rule, rather than the exception. Florida is grateful to them, and the thousands of men and women they represent, who each met this extraordinary challenge with everything they had to give.

On behalf of the millions of Floridians you served with such skill and valor, we thank you.

I have never been prouder to be Governor of Florida. It was a gift of extreme privilege to witness the strength of our state, a strength drawn from the hearts of our people. Our shared experience defined us as Floridians, and left us changed in profound and personal ways.

I was moved by the resiliency of our people. By the limitless compassion of friends and family and strangers alike. By the generosity of spirit that brought us together to conquer obstacles that may have deterred us in less demanding times.

Our response brought out the very best in our state and ourselves. It stripped away politics and business as usual, and left us public service in its purest and most powerful form.

We should never accept less from ourselves, or for our state. We should use the same incredible spirit of cooperative innovation to face the significant long-term challenges and opportunities ahead.

We'll need courage to achieve our goals for this state. We'll also need the public's trust. Together we must continually earn that trust, and be worthy of it.

The people who sent us here deserve transparency in Tallahassee. As their representatives, we are accountable to them. We cannot allow anything to erode the trust between us and the people we serve. With this in mind, I applaud President Tom Lee's commitment to full disclosure of expenses related to lobbying and fund raising activities.

In the next 60 days you'll work to craft a budget, implement constitutional amendments, while reforming the process itself, and build our voluntary pre-kindergarten program. You'll also tackle reforms of our procurement practices and election process, among other issues.

While you have a duty to accomplish all of these, I ask that we achieve even more.

This is not the time for timid tweaks to the status quo. This is the time for bold, brave ideas in Florida that will shape our future and define us as dreamers, builders, and problem solvers.

Mr. Speaker, Mr. President, the three of us share a philosophy of government, and a commitment to public office as a public service rather than a career. We each have two years left to serve the people of Florida before returning to private life.

We have a finite, focused opportunity to lead Florida to a stronger future than we have today. Working together, with a shared commitment to big ideas and the hard work they require, we will truly serve our state.

We have the opportunity to build on our education reforms, and to transform our unsustainable Medicaid system.

Now is the time to improve our business climate to sustain continued growth, and to create a meaningful strategy to balance that growth with the quality of life in our communities.

I ask you to consider proposals to achieve these goals in the spirit of true partnership, to make a difference in the state of our beloved State of Florida.

We've already made a real difference, by redirecting an education system that was subtly teaching our children where they come from is more important than where they're going. Together we are demanding more for our students, and giving them the tools to build a future bigger and brighter than their past.

But good policy and ambitious reform aren't enough to improve education. We also need the sincere effort of truly talented educators in our schools.

Florida has those teachers, and their hard work is already changing the lives of the young people they teach. For the first time ever, more than half the students in our public schools are reading at or above grade level. Graduation rates are up from 60% to 72%. Drop out rates are down by almost half. Minority students are closing the achievement gap by gaining ground twice as fast in reading, and three times as fast in math, than their white classmates.

Each year we empower more students to dream bigger. But the job is far from over.

In 2002, Florida voters amended the Constitution to reduce class size in Florida schools. We're implementing that amendment, but at a tremendous cost.

Last month, I was joined by teachers, principals, school superintendents, leaders from the Florida PTA, the Florida School Board Association, the Florida Association of School Administrators, and the leadership of the Legislature, to highlight the impact of the class size amendment on our schools, and to propose a better approach.

This cross-section of education advocates understand that complete implementation will turn our teacher shortage into a crisis, and eat up resources we need to recruit and retain quality educators.

We've spent more than \$2 billion on implementation so far. Next year, the figure will rise to \$3.8 billion, and we're on track to spend \$22.2 billion by 2010-11. Additionally, understandable reluctance to cancel art and music classes, to bus students, and to convert resource rooms to classrooms will require more construction, driving the actual cost to implement as high as \$26.4 billion.

Teachers make the difference. And we would serve our students better by focusing on attracting and retaining the quality teachers who can help them discover the world, rather than pushing class size reduction down to every class in every school, in every district throughout the state.

With support from the leadership of the Legislature, we've proposed a joint resolution to ask voters to amend the Constitution, to give school districts the flexibility to maintain class size reductions at the district average level, accelerate the required reductions by three years to the 2007-08 school year, raise the minimum teacher salary to \$35,000 and to keep it above the national average starting salary in the future.

We need to empower our school districts to put quality teachers in every school, and we must support our dedicated teachers with a professional pay scale that reflects their achievements and contributions. Educators who teach a subject in a critical shortage area, or teach in a low-income or high crime community, should be compensated accordingly. Educators who mentor other teachers, or play a leadership role in their schools, should be rewarded for the extra value they add.

I'm also asking that we make reading an integral part of education, and that teachers in all subject areas become effective reading instructors. We've seen the difference our "Just Read, Florida!" initiative has made, but we have a long way to go.

It's time to make our reading initiatives a permanent part of our public school budget. I am asking the Legislature to include reading dollars in our public school funding formula. We must ensure every school in Florida has money for reading instruction and that reading funding increases as our public school budget grows each year.

Last year we introduced reading coaches into our middle schools, and we're continuing this emphasis on reading instruction in the middle grades. Our plan requires students in grades six through eight who cannot read at grade level to take a reading class based on sound research developed by reading experts.

We're also aligning middle school coursework and grading systems with our high schools, and ensuring middle school students complete minimum coursework requirements for promotion to high school. We're confident these changes will improve the way we serve students in our middle schools, and help them succeed in high school.

I am proud of our progress and committed to ongoing improvement. But no matter how strong our public schools become, they may not meet the needs of some students. This year we're proposing a program to help

chronically struggling students. Children who score a Level 1, or below basic level, on the reading portion of the FCAT cannot read independently. Students who consistently struggle to master these skills in our schools should have other education options.

I'm asking the Legislature to create the Reading Compact Scholarship for students who read at Level 1 for three consecutive years, so their parents can find the best solution, whether public or private, for their success.

We must think big and act boldly to ensure our education system addresses the needs of all students. We need to apply that same bold, innovative spirit to find better ways to deliver medical care and improve the health of Florida's most vulnerable residents.

Almost a year ago, with the encouragement of the current Legislative leadership, we began asking a fundamental question regarding Medicaid. We asked, "How would we run the system, if we weren't limited by how we've always done it in the past?"

The answer creates a new vision for Medicaid, and demands a transformation of the entire system. Effective, modern Medicaid starts with the premise that the people in the program should have the power to make meaningful choices for themselves and their families.

The transformed system would reward healthy lifestyle decisions, which will save millions and enhance the quality of life for thousands of Floridians. The new system would use competitive market principles to unleash innovation, spurring new and better ways to serve patients.

Our transformed Medicaid would be a more fiscally responsible and predictable system, with spending determined by the Florida Legislature and the federal match.

The new Medicaid system would reduce fraud, by combining the oversight of the Agency for Healthcare Administration with the management expertise of provider service networks, insurers, and HMOs.

These reforms would be phased in over time, in deference to the complexity of the medical system. This measured implementation allows us to monitor the impact of each change and avoid unintended consequences.

We must transform Medicaid if we are to save it for the people who need it.

Over the last six years Medicaid costs have increased an average of MORE THAN 13% annually. State revenues grew an average of 6% a year during that time. There is no source of revenue that will grow as fast as our Medicaid costs. We have to find a solution not limited by what Medicaid is today, but focused on how to make it better tomorrow.

Mr. President, Mr. Speaker, together we can protect Medicaid for future generations and make it more responsive to the needs of the people it serves.

Creating and maintaining a world-class education system from preschool to graduate school, as well as effective and efficient healthcare delivery and other services critical to the wellbeing of Floridians will require increased funding over the long term.

Over the last few years we've learned that a sound fiscal policy improves the opportunity for Floridians to succeed. Their success, in turn, makes it possible for state government to fund the priorities of the state. We know we cannot tax our way to prosperity, and we are focused on sound fiscal policy and building a world-class business climate in Florida.

Conservative fiscal management in government is a fundamental element of a strong state economy. All three major rating agencies—Moody's, Fitch, and Standard & Poor's—have upgraded Florida's bond rating in recent weeks, including our first triple-A rating ever. Our strong financial reserves, prudent debt management, and proven ability to control government spending, make Florida a stronger state.

Our sensible tax structure is another vital part of our business climate. We've provided \$10.7 billion in cumulative tax relief since 1999, and we've seen a robust and steady increase in our state revenues during that time. This year, I'm recommending more tax cuts for Florida.

We need to provide tax relief to attract manufacturing investment, and make our state more competitive for research and development programs.

We need to support Florida families with a nine-day holiday from sales taxes on clothing, books, and school supplies. We need to eliminate what remains of the cumbersome by the drink tax. We need to rid our state of the remaining intangibles tax, an insidious tax on savings and investment.

It is their money, not ours. They earned it, they should keep it.

These tax cuts amount to a rounding error in our \$62 billion dollar budget. However, these dollars have a much greater impact on the Florida families and businesses who get to keep them. In their hands, the same money also has a greater impact on our state, as it is invested back into the economy, generating more revenue to meet our growing needs.

For two years, Florida has led the United States in the number of jobs created and our unemployment rate is consistently below the national average. Every week another industry leader decides to grow its future in Florida.

Our supportive tax environment helps, but businesses and entrepreneurs only create jobs in places where the workforce is robust enough, skilled enough, and in this day and age, technologically savvy enough to support their needs. Our long-term competitiveness demands that we create that workforce in Florida, and ensure the people in our state are ready to meet the challenges of the 21st century economy and job market.

My budget includes a funding increase of \$103 million for workforce development next year. We're proposing to spend \$25 million of this new money to fund "Jobs for Florida's Future", an initiative to create workforce development programs in public schools and community colleges that target high skill, high wage occupations. I thank Speaker Allan Bense for his leadership on this critical issue.

As we create the workforce of the future, we also need to address threats to Florida's business climate. Predatory litigation is a growing threat to our economic growth.

The U.S. Chamber Institute for Legal Reform ranks states according to fairness of their legal systems, based on a Harris Interactive survey of 1,400 corporate counsels. In 2004, Florida ranked 38th. This year we dropped to 42nd. At this rate, we'll be dead last in two years.

The problem is not limited to business owners, it affects everyone who holds a job or makes a purchase. Spiraling litigation costs limit job creation. They limit employee benefits and wages for working Floridians, and they are passed along in higher prices to consumers.

These increased costs create what amounts to a "litigation tax" on Floridians. In 2003, that tax was almost \$3,400 for a family of four, or \$845 per person.

We need meaningful tort reform, and we need it now.

We must eliminate "joint and several" liability in Florida, so that people and businesses pay for the injury or loss they cause according to responsibility, rather than financial ability.

We must ensure that class action awards and settlements are directed to the people who have suffered injury, to ensure they are compensated fairly.

I thank Speaker Bense for his commitment to tort reform, and I look forward to working with him and the Legislature to create a solution that holds businesses accountable for wrongdoing, without threatening the survival of those operating in good faith.

As we do the right things to create economic opportunities on a long-term basis, we must also take steps to ensure that our growth enhances, rather than detracts, from the quality of life that is the trademark of the Sunshine State.

After many years of discussion, drawing on lessons learned as well as best practices discovered, now is the time to create a comprehensive strategy for development in Florida.

Our motto for economic opportunity in Florida has been, "If you build it, they will come". But we have to build all of it, including the infrastructure to support them when they get here.

We need true concurrency between new development and the infrastructure needed to meet the demand on roads, schools, and water resources the development creates. Development must be tied directly to the infrastructure it will use, and growth decisions must be made accordingly.

We need to support this approach with adequate funding for local governments with significant infrastructure needs. We must ensure the costs of development are aligned between the developer and the community. And we must also streamline the review process for comprehensive development plans to reduce redundancy and delays.

While local and regional governments must shoulder responsibility for growth in their communities, state government must fund infrastructure of statewide priority.

These are complex issues with competing interests and no easy solutions. But I ask you to look over the horizon, and envision the future of your hometown if we do nothing. Can you honestly say we have it right? That our communities are organized effectively for growth?

If you can't, I urge you to work with us to revamp our growth management laws, and provide the funding to make them work.

This is not the time for business as usual in Florida, especially here in the Capitol. It is the time for big ideas to achieve long-term objectives. The discussion, debate, and decisions this year will be some of the most important work we'll ever do in service to this state. The actions we take regarding education reforms, Medicaid transformation, our business climate and growth management will define Florida for years to come.

I'm proud and honored to work with you to serve the 17 million Floridians who are counting on us to get the job done. Thank you for your service, and your continued commitment.

May God bless the Great State of Florida.

## DISSOLUTION OF JOINT SESSION

Following the Governor's address, the committee previously appointed escorted the Governor from the rostrum and from the House chamber, followed by the Lieutenant Governor, members of the Cabinet and justices of the Supreme Court.

On motion by Senator Pruitt, the joint session was dissolved at 12:06 p.m. and the Senators were escorted from the House chamber by the Senate Sergeant at Arms.

(Remainder of Senate Business taken up prior to joint session.)

## INTRODUCTION AND REFERENCE OF BILLS

### FIRST READING

By Senators King and Bullard—

**SB 2**—A bill to be entitled An act relating to scholarship programs; amending s. 1002.39, F.S., relating to the John M. McKay Scholarships for Students with Disabilities Program; revising the definition of an eligible student; revising the eligibility requirements of the program; extending the term of the scholarship; prohibiting certain students from receiving a scholarship; revising the parental notification requirements; authorizing certain scholarship students to participate in a distance learning or correspondence course or a private tutoring program under certain circumstances; providing a definition of timely parental notification; providing requirements for district school boards with respect to completing and making changes to the matrix of services for scholarship students; requiring school districts to provide parental notification related to reassessments; revising requirements that a participating private school demonstrate fiscal soundness; requiring a surety bond; providing an exception; requiring annual registration of private schools; providing requirements for documentation and notice; providing additional requirements for participating private schools; requiring annual

sworn and notarized compliance statements to be filed with the department; requiring specific documentation for participating scholarship students; requiring that the private school maintain a physical location in this state; requiring that information be made available to potential scholarship students and the department; requiring scholarship students to participate in assessments; requiring notification to parents regarding student skill levels; requiring notification to the department regarding changes in information; requiring notification to local health departments; requiring certain individuals to undergo level 2 background screening requirements pursuant to s. 435.04, F.S.; providing for the Department of Law Enforcement to retain and search fingerprint records; providing for an annual fee as provided by rule of the Department of Law Enforcement; requiring that costs of background checks to be borne by certain parties; prohibiting a private school from acting as an attorney in fact for the parent of a scholarship student or endorsing scholarship warrants on behalf of a parent; prohibiting participating private schools from sending or directing scholarship funds to parents of a scholarship student who receives instruction at home; prohibiting a participating school from being a private tutoring program or a correspondence or distance learning school; prohibiting a participating school from accepting students pending verification of information; authorizing a participating private school to request, and the department to grant, closed-enrollment status for a school; prohibiting the parent of a scholarship student from designating a participating private school as the parent's attorney in fact to sign a scholarship warrant; clarifying that the school district must report to the department the students who are attending a private school under the program; establishing additional obligations of the Department of Education; requiring the department to review, approve, and verify information and review background checks; requiring the department to determine the eligibility of a private school to participate in the program; requiring the department to publish an on-line list of current eligible private schools; requiring the department to deny or refuse to allow the participation of a private school for failing to meet certain requirements; requiring the department to issue a notice of noncompliance for minor violations; providing for an emergency order revoking the registration of a private school for failing to satisfy the requirements in the notice; requiring the Department of Education to immediately revoke the registration of a private school for certain other violations; requiring the department to revoke the scholarship for a participant for failing to comply with statutory requirements or for engaging in specified practices; requiring the department to conduct investigations of legally sufficient complaints of violations; authorizing the department to require supporting information or documentation; authorizing the Department of Education to change the matrix of services under certain circumstances; providing for audits by the Auditor General; providing requirements for the audits; requiring the State Board of Education to adopt rules; specifying the required rules; requiring the State Board of Education to initiate the adoption of rules by a time certain and report to the Legislature; providing exceptions for certain participating private schools subject to specific conditions; amending s. 220.187, F.S., relating to the Corporate Tax Credit Scholarship Program; providing a short title; providing definitions; prohibiting certain private schools and other entities from participating in the scholarship program; prohibiting certain students from participating in the scholarship program; revising limitations on the allocation of annual credits granted under the program; providing limitations on eligible contributions; requiring the Auditor General to review certain audits, request certain information, and report to the Legislative Auditing Committee any findings of noncompliance; authorizing the Legislative Auditing Committee to conduct hearings and compel the Department of Education to revoke eligibility of certain nonprofit scholarship-funding organizations; providing for audit reports to be submitted to the Department of Education; requiring audits be conducted within 180 days after completion of the nonprofit scholarship-funding organization's fiscal year; requiring a nonprofit scholarship-funding organization to make scholarship payments at least on a quarterly basis; prohibiting commingling of certain scholarship funds; requiring a nonprofit scholarship-funding organization to maintain a separate account for scholarship funds; requiring a nonprofit scholarship-funding organization to verify student attendance at a private school prior to submission of scholarship funds; requiring a nonprofit scholarship-funding organization to verify income eligibility of qualified students at least once a year in accordance with State Board of Education rules; requiring a nonprofit scholarship-funding organization to submit certain reports to the Department of Education; requiring certain individuals to undergo level 2 background screening requirements pursuant to s. 435.04, F.S.; providing for the Department of Law Enforcement to retain and search fingerprint records; providing for an annual fee as provided by rule of the Department

of Law Enforcement; requiring costs of background checks be borne by certain parties; prohibiting certain eligible nonprofit scholarship-funding organizations the owners of which have filed for bankruptcy from participating in the program; requiring a nonprofit scholarship-funding organization comply with antidiscrimination provisions of 42 U.S.C. s. 2000d; prohibiting an owner or a nonprofit scholarship-funding organization from owning, operating, or administering an eligible private school under the scholarship program; requiring a nonprofit scholarship-funding organization to report any private school not in compliance with scholarship program requirements to the Department of Education; prohibiting provision of scholarship funds to a student to attend a private school not in compliance; authorizing a parent to transfer the scholarship; requiring award of scholarships on a first-come, first-served basis; prohibiting a nonprofit scholarship-funding organization from targeting certain students for scholarships; prohibiting the award of scholarships to a child of an owner of a nonprofit scholarship-funding organization; prohibiting the transfer of an eligible contribution between nonprofit scholarship-funding organizations; prohibiting a nonprofit scholarship-funding organization from securing financing in anticipation of eligible contributions; prohibiting a nonprofit scholarship-funding organization from participating in the program if the organization fails to meet statutory obligations; requiring students to meet certain attendance policies; requiring parents to meet certain parental involvement requirements unless excused; prohibiting a parent from authorizing a power of attorney for endorsement of scholarship warrant; requiring a parent to ensure that a scholarship student participates in testing requirements; prohibiting a student or parent of a student from participating in the scholarship program if the student or parent fails to meet statutory obligations; revising provisions with respect to private schools; revising requirements that a participating private school demonstrate fiscal soundness; requiring a surety bond; providing an exception; requiring a private school to employ or contract with teachers who have regular and direct contact with students at the school's physical location; requiring the private schools to employ or contract with teachers who have at least a baccalaureate degree or 3 years of teaching experience at a public or private school, and other skills that qualify the teacher to provide appropriate instruction; requiring a private school to report to the Department of Education the qualifications of teachers; requiring a private school to annually register with the Department of Education and provide certain information concerning the private school organization, student list, and notice of intent to participate in the scholarship program; requiring certain individuals to undergo level 2 background screening requirements pursuant to s. 435.04, F.S.; providing for the Department of Law Enforcement to retain and search fingerprint records; providing for an annual fee as provided by rule of the Department of Law Enforcement; requiring costs of background checks be borne by certain parties; requiring a private school to administer or to make provision for administering certain tests to scholarship students; requiring reporting of scores to the student's parent and to the Department of Education; requiring a private school to file an affidavit; requiring a private school to notify the Department of Education in writing within 7 days if a student is ineligible to participate in the scholarship program; requiring a private school to report to the Department of Education and distribute to scholarship applicants information concerning accreditation and years in existence; requiring the Department of Education to make certain information concerning private school accreditation available to the public; prohibiting a private school from participating in the scholarship program if the private school fails to meet its statutory obligations; requiring the Department of Education to determine the eligibility of certain nonprofit scholarship-funding organizations within 90 days after application; requiring a written notice with specific reasons for approval or denial; requiring the Department of Education to annually determine the eligibility of nonprofit scholarship-funding organizations and private schools; requiring the Department of Education to make accessible to the public a list of eligible private schools; requiring the Department of Education to annually verify the eligibility of students; requiring the Department of Education to maintain a student database of program participants and to update the database at least quarterly; requiring the Department of Education to notify a nonprofit scholarship-funding organization of any ineligible student; requiring the Department of Education to annually account for and verify the eligibility of program expenditures; requiring the Department of Education to review audits; requiring the Department of Education to report student performance data; providing limitations on reporting; requiring the Department of Education to revoke the eligibility of program participants for failure to comply with statutory obligations; requiring the Department of Education to conduct investigations of certain complaints; requiring the Department of Education to annually report on accountabil-

ity activities; requiring the State Board of Education to adopt rules regarding documentation to establish eligibility of nonprofit scholarship-funding organizations, requiring an affidavit, and requiring independent income verification for determining the eligibility of students; authorizing the State Board of Education to delegate its authority to the Commissioner of Education with the exception of rulemaking authority; providing an effective date.

—was referred to the Committees on Education; Government Efficiency Appropriations; and Education Appropriations.

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By Senators King and Smith—

**SJR 4**—A joint resolution proposing an amendment to Section 3 of Article XI of the State Constitution, relating to the type of amendment or revision which may be proposed by citizen initiative.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules and Calendar.

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By Senators King, Smith, Fasano and Haridopolos—

**SJR 6**—A joint resolution proposing an amendment to Section 5 of Article XI of the State Constitution; requiring that a proposed amendment to or revision of the State Constitution be approved by at least three-fifths of the electors of the state voting on the measure.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules and Calendar.

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By Senator Campbell—

**SB 8**—A bill to be entitled An act relating to the Department of Health; providing for the relief of Minouche Noel, a minor, and of her parents and natural guardians, Jean and Flora Noel, for injuries sustained due to the negligence of Children's Medical Services of the Department of Health and Rehabilitative Services; providing an appropriation; providing for the use of such funds; providing for a reversion to the state; providing an effective date.

—was referred to the Committee on Rules and Calendar.

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By Senator Campbell—

**SB 10**—A bill to be entitled An act relating to the Department of Transportation; providing for the relief of Stephen Hall to compensate him for injuries sustained as a result of the negligence of an employee of the department; providing an appropriation; providing an effective date.

—was referred to the Committee on Rules and Calendar.

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By Senator Clary—

**SB 12**—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; providing for the relief of Laura Laporte for injuries she sustained as a result of negligence by an employee of the department; providing an appropriation; providing for attorney's fees and costs; providing an effective date.

—was referred to the Committee on Rules and Calendar.

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By Senator Lawson—

**SB 14**—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; providing for the relief of Doretta Spurway for injuries she sustained as a result of negligence by an employee of the department; providing an effective date.

—was referred to the Committee on Rules and Calendar.



By Senator Lawson—

**SB 16**—A bill to be entitled An act relating to the Florida State University; providing for the relief of Dennis Darling, Sr., and Wendy Smith, parents of Devaughn Darling, deceased, for the loss of their son, Devaughn Darling, while he was engaged in football preseason training on the Florida State University campus; providing an appropriation; providing an effective date.

—was referred to the Committee on Rules and Calendar.

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By Senator Fasano—

**SB 18**—A bill to be entitled An act relating to the South Broward Hospital District; providing for the relief of Sharon Jurgrau, wife of Mark Jurgrau, deceased, and Megan Jurgrau, minor child of Mark and Sharon Jurgrau; providing for an appropriation to compensate them for the death of Mark Jurgrau as a result of the negligence of the South Broward Hospital District; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Health Care; Government Efficiency Appropriations; and Rules and Calendar.

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By Senator Jones—

**SB 20**—A bill to be entitled An act relating to the North Broward Hospital District; providing for the relief of Adam Susser, a minor, by and through his parents and natural guardians, Judith Susser and Gary Susser; providing for an appropriation to compensate him for injuries and damages sustained as a result of the negligence of the North Broward Hospital District, d.b.a. Coral Springs Medical Center; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Health Care; Government Efficiency Appropriations; and Rules and Calendar.

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By Senator Campbell—

**SB 22**—A bill to be entitled An act relating to the Palm Beach County School District; providing for the relief of Monika Davis by and through Mary Hall, her mother and legal guardian, for injuries and damages caused by the negligence of the Palm Beach County School District; providing for the use of the funds; providing for attorney's fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Education; Government Efficiency Appropriations; and Rules and Calendar.

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By Senator Hill—

**SB 24**—A bill to be entitled An act relating to Duval County; providing for the relief of Betty Obenza; authorizing and directing Duval County to compensate Betty Obenza for injuries sustained as a result of the negligence of an employee of the Jacksonville Electric Authority; providing for attorney's fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Community Affairs; Government Efficiency Appropriations; and Rules and Calendar.

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By Senator Lynn—

**SB 26**—A bill to be entitled An act relating to the City of Tallahassee; providing for the relief of Sheryl D. Allen and George F. Allen, her husband; providing for an appropriation to compensate them for injuries and damages sustained as a result of a trailer/float accident involving Sheryl D. Allen and employees of the City of Tallahassee; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Health Care; Government Efficiency Appropriations; and Rules and Calendar.

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By Senator Margolis—

**SB 28**—A bill to be entitled An act relating to the Department of Transportation; providing an appropriation to compensate the estate of Dr. Sherrill Lynn Aversa for the death of Dr. Sherrill Lynn Aversa, which was the result of negligence by an employee of the department; providing for attorney's fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

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By Senator Siplin—

**SB 30**—A bill to be entitled An act relating to Polk County; providing for the relief of Donna Sofka for injuries sustained due to the negligence of Polk County; providing for an appropriation; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Transportation; Government Efficiency Appropriations; and Rules and Calendar.

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By Senator Campbell—

**SB 32**—A bill to be entitled An act relating to Miami-Dade County; providing for the relief of Anthony John Angelillo, individually and as the father and natural guardian of Anthony Jacob Angelillo, a minor; authorizing and directing Miami-Dade County to compensate Anthony John Angelillo and Anthony Jacob Angelillo for injuries suffered due to the negligence of Miami-Dade County; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Health Care; Government Efficiency Appropriations; and Rules and Calendar.

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By Senator Margolis—

**SB 34**—A bill to be entitled An act relating to the City of Miami Beach; providing for the relief of Claude Tunc and Martine Tunc, individually and as co-personal representatives of the estate of Stephanie Tunc, deceased, and Sandrine Tunc, for the death of Stephanie Tunc and injuries and damages sustained by Sandrine Tunc due to the negligence of the City of Miami Beach; providing for an appropriation; providing for the use of such funds; providing for attorney's fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Criminal Justice; Government Efficiency Appropriations; and Rules and Calendar.

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**Senate Bills 36-38**—Withdrawn prior to introduction.

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By Senator Aronberg—

**SB 40**—A bill to be entitled An act relating to the City of Fernandina Beach; providing for the relief of Verlin C. Weaver for injuries sustained as a result of the negligence of an employee of the City of Fernandina Beach; providing for an appropriation; providing for attorney's fees and expenses; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Health Care; Government Efficiency Appropriations; and Rules and Calendar.

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By Senator Campbell—

**SB 42**—A bill to be entitled An act relating to the Martin County Health Department; providing for the relief of Cristina Alvarez and George Patnode; providing for appropriations to compensate them for the death of their son, Nicholas Patnode, a minor, due to the negligence of the Martin County Health Department; providing for repayment of Medicaid liens; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

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By Senator Dawson—

**SB 44**—A bill to be entitled An act relating to the Palm Beach County School Board; providing for the relief of Ashraf Kamel and Marguerite Dimitri for the wrongful death of their minor child, Jean A. Pierre Kamel, as a result of the negligence of the Palm Beach County School Board; providing for an appropriation; providing for payment of court costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Education; Government Efficiency Appropriations; and Rules and Calendar.

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By Senator Geller—

**SB 46**—A bill to be entitled An act relating to school personnel; requiring the Department of Education to limit the number of noninstructional personnel that may be employed by school districts; defining the term “noninstructional personnel”; requiring that the department classify school districts based on the number of full-time-equivalent students enrolled in the district; requiring that the department establish ratios within each district classification for the maximum percentage of noninstructional personnel to full-time-equivalent students; limiting the maximum ratios that the department may establish; requiring a reduction in state funds for any school district that exceeds the maximum percentage of noninstructional personnel; providing an effective date.

—was referred to the Committees on Education; and Education Appropriations.

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By Senators Geller and Lynn—

**SB 48**—A bill to be entitled An act relating to automated external defibrillators; amending s. 401.2915, F.S.; revising legislative intent with respect to the use of an automated external defibrillator; defining an automated external defibrillator as a lifesaving defibrillation device; defining a related term; providing an effective date.

—was referred to the Committee on Health Care.

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By Senator Geller—

**SB 50**—A bill to be entitled An act relating to limitations on passing, changing lanes, or changing course in motor vehicles; amending s. 316.085, F.S.; prohibiting driving outside of authorized lanes or within pavement markings or traffic control devices except where explicitly permitted; providing exceptions; prohibiting a vehicle from entering certain queues of slow-moving traffic; providing a penalty; providing an effective date.

—was referred to the Committees on Transportation; and Criminal Justice.

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By Senator Geller—

**SB 52**—A bill to be entitled An act relating to commercial motor vehicles; creating s. 316.570, F.S.; providing definitions; requiring a minimum amount of insurance coverage for persons engaged in retrofitting, rebuilding, or modifying commercial trucks, truck tractors, or heavy trucks into dump trucks; providing safety standards; providing penalties; providing an effective date.

—was referred to the Committees on Transportation; Banking and Insurance; and Criminal Justice.

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By Senator Geller—

**SB 54**—A bill to be entitled An act relating to cardrooms; amending s. 849.086, F.S.; providing definitions; authorizing cardroom operators to host high-stakes poker tournaments and high-stakes dominoes tournaments at certain pari-mutuel facilities; providing limitations; providing an effective date.

—was referred to the Committees on Regulated Industries; Government Efficiency Appropriations; and Rules and Calendar.

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By Senator Campbell—

**SB 56**—A bill to be entitled An act relating to the Streamlined Sales and Use Tax Agreement; amending s. 212.02, F.S.; redefining the terms “lease,” “let,” “rental,” “sales price,” and “tangible personal property” and defining the terms “agent,” “seller,” “certified service provider,” “direct mail,” “prewritten computer software,” and “delivery charges” for purposes of sales and use taxes; providing applicability; amending s. 212.05, F.S.; deleting provisions relating to the rental or lease of motor vehicles; providing for determining the location of the sale or recharge of prepaid calling arrangements; amending s. 212.054, F.S.; providing the time for applying changes in local option tax rates; providing guidelines for determining the situs of certain transactions; providing for notice of a change in the rate of a local option sales tax; providing for applicability of s. 202.22(2), F.S., relating to determination of local tax situs, for the purpose of providing and maintaining a database of sales and use tax rates for local jurisdictions; amending s. 212.06, F.S.; defining terms; providing rules for determining the location of transactions involving the retail sale of tangible personal property, digital goods, or services and for the lease or rental of tangible personal property; requiring certain business purchasers to obtain multiple points of use exemption forms; providing for use of such forms; requiring certain purchasers of direct mail to obtain a direct mail form; providing for the use of such form; amending s. 212.08, F.S., relating to exemptions from the sales and use tax; defining and redefining terms used with respect to the exemption for general groceries; defining and redefining terms used with respect to the exemption for medical products and supplies; revising that exemption; amending s. 212.095, F.S.; revising provisions relating to refunds; creating s. 212.094, F.S.; requiring a purchaser seeking a refund or credit under chapter 212, F.S., to submit a written request for the refund or credit; providing a time period within which the dealer must respond to the written request; amending s. 212.17, F.S.; prescribing additional guidelines and procedures with respect to dealer credits for taxes paid on worthless accounts; creating s. 213.052, F.S.; providing for notice of state sales or use tax rate changes; creating s. 213.0521, F.S.; providing the effective date for state sales and use tax rate changes; amending s. 213.21, F.S.; providing for amnesty to certain sellers for uncollected or

unpaid sales and use taxes; amending s. 213.256, F.S., relating to simplified sales and use tax administration; defining terms; providing that authority to administer the Streamlined Sales and Use Tax Agreement rests with a governing board comprised of representatives of member states; providing for continuing effect of the agreement; providing for annual recertification by member states; creating s. 213.2567, F.S.; providing for the registration of sellers, the certification of a person as a certified service provider, and the certification of a software program as a certified automated system by the governing board under the Streamlined Sales and Use Tax Agreement; amending s. 212.055, F.S.; conforming a cross-reference; repealing s. 212.0596(6), F.S., relating to the exemption from collecting and remitting any local option surtax for certain dealers who make mail order sales; declaring legislative intent; providing for the adoption of emergency rules; providing an effective date.

—was referred to the Committees on Government Efficiency Appropriations; Commerce and Consumer Services; and Ways and Means.

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By Senators Campbell and Fasano—

**SB 58**—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; creating an exemption from public-records requirements; providing for the confidentiality of personal identifying information contained in records of current or former personnel of a crime laboratory or medical examiner's office and their spouses and children; providing for future repeal and legislative review under the Open Government Sunset Review Act of 1995; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Productivity; and Rules and Calendar.

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By Senators Campbell and Fasano—

**SB 60**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.0515, F.S.; providing membership in the Special Risk Class for certain employees of a law enforcement agency or medical examiner's office whose duties include collecting, examining, preserving, documenting, preparing, or analyzing physical evidence; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Ways and Means.

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By Senators Campbell, Rich and Lynn—

**SB 62**—A bill to be entitled An act relating to seniors' services; authorizing each county to create an independent special district to provide funding for seniors' services; requiring approval by a majority vote of electors to annually levy ad valorem taxes not to exceed a certain maximum; creating a governing board for the special district; specifying criteria for membership to the governing board; providing terms of office; clarifying that a county may provide seniors' services or create a special district to provide such services by general or special law; specifying the powers and functions of a council on seniors' services; requiring each council to appoint a chair and a vice chair and elect officers, to identify and assess the needs of the seniors in the county served by the council, to provide training and orientation to new members of the council, to make and adopt bylaws and rules for the council's operation and governance, and to provide an annual written report to the governing body of the county; requiring the council to maintain minutes of each meeting and to serve without compensation; requiring the council to prepare a tentative annual budget and to compute a millage rate to fund the tentative budget; requiring that all tax money collected be paid directly to the council on seniors' services by the tax collector of the county and deposited in qualified public depositories; specifying expenditures of funds; requiring the council to prepare and file a financial report with the governing body of the county; providing that a district may be dissolved by a special act of the Legislature or by ordinance by the governing body of the county; specifying obligations of the county if a district is dissolved; authorizing the governing body of a county to fund the budget of the council on seniors' services from its own funds after or

during the council's first year of operation; requiring a special district to comply with statutory requirements related to the filing of a financial or compliance report; authorizing a county to create a dependent special district to provide certain services for seniors; authorizing the district to seek grants and accept donations from public and private sources; providing legislative intent with respect to the use of funds collected by a council on seniors' services; providing that two or more councils on seniors' services may enter into a cooperative agreement to share administrative costs, staff, and office space and seek grants, accept donations, or jointly fund programs serving multicounty areas; providing an effective date.

—was referred to the Committees on Community Affairs; and Government Efficiency Appropriations.

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By Senator Campbell—

**SB 64**—A bill to be entitled An act relating to guardianship; amending s. 737.2065, F.S.; authorizing the guardian of the property of an incapacitated person to contest the validity of a trust before it becomes irrevocable; amending s. 744.311, F.S.; requiring the court to determine whether there is an alternative to guardianship if a person is determined incapable of exercising his or her delegable rights; authorizing an interested person to file a verified statement indicating a belief that an incapacitated person's trust, trust amendment, or durable power of attorney is invalid, in which case such instrument may not be an alternative to the appointment of a guardian; amending s. 744.441, F.S.; requiring the court to determine whether an action contesting the validity of a trust is in the ward's best interests before authorizing a guardian to bring such actions; creating s. 744.462, F.S.; requiring that the validity of a ward's durable power of attorney, trust, or trust amendment be reported in the guardianship proceedings; requiring the court to review the continued need for a guardian and delegation of the ward's rights under certain conditions; providing an effective date.

—was referred to the Committees on Judiciary; and Banking and Insurance.

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By Senator Constantine—

**SB 66**—A bill to be entitled An act relating to economic-development incentives; amending s. 212.20, F.S.; providing for distribution of a portion of revenues from the tax on sales, use, and other transactions to specified units of local government owning eligible convention centers; amending s. 288.1162, F.S.; providing a procedure for certification of additional facilities for a retained spring training franchise; providing for application and selection; establishing a maximum number of certifications and the funding per application cycle; clarifying the number of certifications of facilities for retained spring training franchises; creating s. 288.1171, F.S.; providing for certification of units of local government owning eligible convention centers by the Office of Tourism, Trade, and Economic Development; requiring the office to adopt specified rules; providing a definition; providing requirements for certification; providing for use of proceeds distributed to units of local government under the act; providing for audits by the Department of Revenue; providing for revocation of certification; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Community Affairs; Government Efficiency Appropriations; and Transportation and Economic Development Appropriations.

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By Senator Posey—

**SJR 68**—A joint resolution proposing an amendment to Section 3 of Article III and the creation of Section 26 of Article XII of the State Constitution, relating to sessions of the Legislature, to change the date for convening regular sessions of the Legislature.

—was referred to the Committees on Judiciary; and Rules and Calendar.

By Senator Posey—

**SB 70**—A bill to be entitled An act relating to state financial matters; amending s. 215.01, F.S.; changing the dates of the state fiscal year; providing for implementing such change; providing an effective date.

—was referred to the Committees on Government Efficiency Appropriations; and Ways and Means.

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By Senators Geller and Klein—

**SB 72**—A bill to be entitled An act relating to military personnel on duty; creating the Citizen Soldier Matching Grant Program within the Agency for Workforce Innovation; providing for matching grants to be awarded to private sector employers that provide wages to employees serving in the United States Armed Forces Reserves or the Florida National Guard while those employees are on federal active duty; providing eligibility requirements for grant recipients; directing the Agency for Workforce Innovation to develop a plan to administer the application and payment procedures for the matching grants; providing for the grant program to be funded by legislative appropriations; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Community Affairs; and Transportation and Economic Development Appropriations.

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By Senators Geller and Klein—

**SB 74**—A bill to be entitled An act relating to trust funds; creating the Citizen Soldier Matching Grant Trust Fund within the Agency for Workforce Innovation; requiring that moneys in the trust fund be used to award matching grants to private sector employers who provide wages to employees serving in the United States Armed Forces Reserves or the Florida National Guard while such employees are on federal active duty; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

—was referred to the Committees on Commerce and Consumer Services; Community Affairs; and Transportation and Economic Development Appropriations.

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By Senator Geller—

**SB 76**—A bill to be entitled An act relating to restrictions on the practice of law; amending s. 454.18, F.S.; clarifying provisions prohibiting a sheriff or deputy sheriff from practicing law in this state; authorizing an attorney to serve as a volunteer with a sheriff's auxiliary; providing an effective date.

—was referred to the Committees on Judiciary; and Criminal Justice.

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By Senator Geller—

**SJR 78**—A joint resolution proposing an amendment to Section 2 of Article I of the State Constitution, relating to basic rights.

—was referred to the Committees on Judiciary; Domestic Security; and Rules and Calendar.

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By Senator Geller—

**SB 80**—A bill to be entitled An act relating to the parent-child privilege; creating s. 90.5045, F.S.; creating a parent-child privilege to prevent disclosure of communications that were made by children younger than a specified age to their parents or by parents older than a specified age to their children and intended to be made in confidence; defining the term "parent"; prescribing proceedings in which the privilege does not exist; providing for waiver of the privilege; requiring that a guardian ad

litem be appointed to represent a minor child prior to the court's approving the child's waiver of the privilege; providing an effective date.

—was referred to the Committees on Judiciary; and Children and Families.

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By Senator Geller—

**SB 82**—A bill to be entitled An act relating to medical malpractice insurance; creating the Florida Medical Malpractice Insurance Fund; providing the purpose of the fund; providing for governance by a board of governors; requiring the board to submit a plan of operation for approval by the Office of Insurance Regulation; providing investment requirements; authorizing the board to employ staff and other professionals; providing immunity from liability for members of the board, its agents, and employees of the state; providing for the fund to issue medical malpractice policies to any physician, regardless of specialty; providing requirements for premium rates; providing for the tax-exempt status of the fund; requiring the Financial Services Commission to seek an opinion from the Internal Revenue Service; providing for initial capitalization; authorizing the Financial Services Commission to adopt rules; providing for termination of the fund; requiring practitioners licensed under ch. 458 or ch. 459, F.S., to obtain and maintain professional liability coverage of a specified amount as a condition of licensure; providing certain exceptions; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Care; Governmental Oversight and Productivity; and General Government Appropriations.

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By Senator Geller—

**SB 84**—A bill to be entitled An act relating to video lotteries; amending s. 24.103, F.S.; providing definitions; amending s. 24.105, F.S.; providing powers and duties of the Department of the Lottery pertaining to video lottery games; providing for an annual fee; providing for disposition of the fee; creating s. 24.125, F.S.; providing for the adoption of rules; creating s. 24.126, F.S.; prohibiting certain persons from playing video lottery games; creating s. 24.127, F.S.; providing requirements for the operation of video lottery games; providing for fines and orders of suspension; providing a payout percentage; providing for the distribution of income; providing for weekly allocations; providing penalties; creating s. 24.128, F.S.; providing for the licensure of video lottery terminal vendors; providing for emergency rules; creating s. 24.129, F.S.; prohibiting certain local zoning ordinances; creating s. 24.130, F.S.; providing requirements for video lottery terminals; creating s. 24.131, F.S.; requiring video lottery terminal vendors to establish training programs for employees who service such terminals; requiring departmental approval of such programs; providing certification requirements for such employees; providing for the adoption of rules; creating s. 24.132, F.S.; providing for the distribution of proceeds from the Video Lottery Purse Trust Fund; providing for the adoption of rules; creating s. 24.133, F.S.; requiring operators of facilities where video lottery games are conducted to post certain signs regarding compulsive gambling; amending s. 212.02, F.S.; excluding video lottery terminals from the definition of the term "coin-operated amusement machine" for purposes of the sales and use tax; creating s. 24.134, F.S.; establishing programs for compulsive gambling within the Department of Children and Family Services; creating s. 24.136, F.S.; authorizing a caterer's license for video lottery retailers; providing an effective date.

—was referred to the Committees on Regulated Industries; Government Efficiency Appropriations; General Government Appropriations; and Ways and Means.

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By Senator Geller—

**SB 86**—A bill to be entitled An act relating to trust funds; creating s. 24.1127, F.S.; creating the Video Lottery Administrative Trust Fund within the Department of the Lottery; providing for source of moneys and purposes; providing for annual carryforward of funds; providing for

future review and termination or re-creation of the trust fund; providing a contingent effective date.

—was referred to the Committees on Regulated Industries; Government Efficiency Appropriations; General Government Appropriations; and Ways and Means.

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By Senator Geller—

**SB 88**—A bill to be entitled An act relating to trust funds; creating s. 550.2631, F.S.; creating the Video Lottery Purse Trust Fund within the Department of Business and Professional Regulation; providing for source of moneys and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

—was referred to the Committees on Regulated Industries; Government Efficiency Appropriations; General Government Appropriations; and Ways and Means.

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By Senators Lawson, Lynn, Fasano and Margolis—

**SB 90**—A bill to be entitled An act relating to the designation of university buildings; designating the FAMU-FSU College of Engineering Building as the “Herbert F. Morgan Building”; providing for the erection of markers; providing an effective date.

—was referred to the Committees on Education; and Governmental Oversight and Productivity.

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By Senator Margolis—

**SB 92**—A bill to be entitled An act relating to teacher quality; amending s. 1012.52, F.S.; providing legislative findings to enunciate that an effective educator in this state is able to demonstrate an awareness of actions that may constitute a hate crime by completing the hate crimes training program offered by the Department of Legal Affairs; providing an effective date.

—was referred to the Committees on Education; and Education Appropriations.

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By Senators Margolis, Rich, Wilson, Bennett, Campbell, Aronberg and Hill—

**SCR 94**—A concurrent resolution ratifying the proposed amendment to the Constitution of the United States relating to equal rights for men and women.

—was referred to the Committees on Judiciary; and Rules and Calendar.

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By Senators Margolis, Fasano and Lynn—

**SB 96**—A bill to be entitled An act relating to protection and care for elders; amending s. 825.102, F.S.; reclassifying the offense of aggravated abuse of an elderly person or disabled adult from a second-degree felony to a first-degree felony; amending s. 921.0022, F.S., relating to the offense severity ranking chart of the Criminal Punishment Code, to conform; creating s. 943.17296, F.S., relating to training on identifying and investigating elder abuse for certified law enforcement officers; requiring that the training be completed by a time certain; providing that an officer's certification becomes inactive in certain circumstances related to the failure to complete the training; providing an effective date.

—was referred to the Committees on Criminal Justice; Children and Families; and Justice Appropriations.

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By Senator Saunders—

**SB 98**—A bill to be entitled An act relating to water resources; creating the 2020 Water Study Commission; providing for appointment and qualification of members; providing duties of the commission; providing for public hearings; providing for an executive director and for technical advisory committees; requiring reports; providing duties of the Department of Environmental Protection; providing an appropriation; providing an effective date.

—was referred to the Committees on Environmental Preservation; Governmental Oversight and Productivity; and General Government Appropriations.

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By Senators Saunders, Lynn and Fasano—

**SB 100**—A bill to be entitled An act relating to continuing education for health care practitioners; amending s. 456.025, F.S.; deleting requirements for the Department of Health to administer an electronic continuing education tracking system for health care practitioners; creating s. 456.0251, F.S.; providing rulemaking authority; continuing education requirements required for license renewal; authorizing citations and fines to be imposed for failure to comply with required continuing education requirements; amending s. 456.072, F.S.; providing for discipline of licensees who fail to meet continuing education requirements as a prerequisite for license renewal three or more times; providing an effective date.

—was referred to the Committees on Health Care; and Health and Human Services Appropriations.

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By Senator Saunders—

**SB 102**—A bill to be entitled An act relating to Southwest Florida transportation; creating pt. X of ch. 348, F.S., titled the “Southwest Florida Expressway Authority”; providing a short title; providing definitions; creating the Southwest Florida Expressway Authority encompassing Collier and Lee Counties; providing for a governing body of the authority; providing for membership; establishing a process for Charlotte County to participate in the authority; providing purposes and powers; providing for the Southwest Florida Transportation System; requiring the approval of specified county commissions before approval of a project within the geographical boundaries of those counties; providing for procurement; providing bond financing authority for projects; providing for bonds of the authority; providing for fiscal agents; providing the State Board of Administration may act as fiscal agent; providing for certain financial agreements; providing for lease-purchase agreement with the Department of Transportation; providing that the department may be appointed agent of authority for construction; providing for acquisition of lands and property; providing for cooperation with other units, boards, agencies, and individuals; providing covenant of the state; providing for exemption from taxation; providing for eligibility for investments and security; providing pledges shall be enforceable by bondholders; providing for construction and application; providing for future expiration of the act; providing a contingent effective date.

—was referred to the Committees on Transportation; Governmental Oversight and Productivity; Government Efficiency Appropriations; and Transportation and Economic Development Appropriations.

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By Senator Constantine—

**SB 104**—A bill to be entitled An act relating to options for accelerated high school graduation; amending s. 1003.429, F.S.; revising requirements applicable to selecting such an accelerated option; revising required courses for the 3-year standard college preparatory program; deleting provisions authorizing a student to select a 3-year standard career preparatory program; revising requirements for grades that must be earned to participate in the accelerated program; providing for default to the standard graduation requirements in certain circumstances; providing an effective date.

—was referred to the Committees on Education; and Education Appropriations.

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By Senator Constantine—

**SB 106**—A bill to be entitled An act relating to the state retirement system; amending s. 121.091, F.S.; providing that a disability of an employee who works in another state full time may be certified by physicians licensed in that state; amending s. 121.22, F.S.; increasing the size of the State Retirement Commission from three to five members; amending s. 121.24, F.S.; revising the quorum requirements of the commission; providing an effective date.

—was referred to the Committee on Governmental Oversight and Productivity.

By Senator Constantine—

**SB 108**—A bill to be entitled An act relating to fire prevention and control; creating s. 633.115, F.S.; creating the Fire and Emergency Incident Information Program in the Division of State Fire Marshal of the Department of Financial Services; providing powers and duties of the program; providing for the adoption of rules; creating a Fire and Emergency Incident Information System Technical Advisory Panel in the division; providing for membership and duties; providing a definition; amending s. 633.171, F.S.; establishing penalties for the unauthorized use of fireworks or pyrotechnic devices in an indoor facility; providing that the penalties do not apply to the manufacture, distribution, or sale of fireworks; amending s. 633.821, F.S.; authorizing the Division of State Fire Marshal to adopt additional national fire standards to ensure safe working conditions for firefighters; directing the division to adopt rules for live fire training and for a training and certification process for live-fire-training instructors; providing the contents of the training rules; requiring the live-fire-training rules to take effect by a specified date; requiring each live-fire-training instructor to be state-certified; directing that all live fire training commenced on and after a certain date, be conducted by a certified live-fire-training instructor; providing an exception; amending s. 932.7055, F.S.; providing that proceeds from the sale of forfeited property seized by the Division of State Fire Marshal in the Department of Financial Services under the Florida Contraband Forfeiture Act be deposited into the Insurance Regulatory Trust Fund and used for specified purposes; providing an effective date.

—was referred to the Committees on Banking and Insurance; Criminal Justice; and General Government Appropriations.

By Senator Constantine—

**SB 110**—A bill to be entitled An act relating to construction practices; providing legislative findings and intent; requiring the Florida Building Commission to review construction practices and building inspections in this state and to make recommendations for the improvement of those practices and inspections; providing procedures for the review; requiring the commission to report to the Governor and the Legislature; providing an effective date.

—was referred to the Committees on Regulated Industries; and Community Affairs.

By Senator Constantine—

**SB 112**—A bill to be entitled An act relating to hospice facilities; amending s. 553.73, F.S.; including hospice facilities within the purview of the Florida Building Code; amending s. 400.605, F.S.; deleting provisions requiring the Department of Elderly Affairs to adopt physical plant standards for hospice facilities; amending s. 400.601, F.S.; limiting the definition of the term “hospice” to entities exempt from federal tax; creating s. 400.6055, F.S.; requiring that construction standards for hospice facilities be in compliance with the Florida Building Code; requiring the Agency for Health Care Administration to provide technical assistance to the Florida Building Commission to update the Florida Building Code for hospice facilities; providing an effective date.

—was referred to the Committees on Health Care; Community Affairs; and Health and Human Services Appropriations.

By Senators Saunders and Crist—

**SB 114**—A bill to be entitled An act relating to trust funds; creating the Entertainment Industry Financial Incentive Trust Fund; providing for sources of funds and purposes; requiring funds to remain in the trust fund at the end of each fiscal year; providing for future review and termination or re-creation of the fund; providing a contingent effective date.

—was referred to the Committees on Commerce and Consumer Services; and Transportation and Economic Development Appropriations.

By Senators Saunders, Lynn and Haridopolos—

**SB 116**—A bill to be entitled An act relating to culpable negligence; amending s. 784.05, F.S.; providing that it is a first-degree misdemeanor for a person to commit culpable negligence by driving a vehicle under the influence of alcohol or drugs while accompanied in the vehicle by a person younger than a specified age; providing an effective date.

—was referred to the Committees on Criminal Justice; and Judiciary.

By Senator Saunders—

**SB 118**—A bill to be entitled An act relating to the regulation of massage therapy; amending s. 480.034, F.S.; exempting certain settings where massage therapy is rendered from the licensure and inspection requirements for massage establishments; providing an effective date.

—was referred to the Committees on Health Care; and Government Efficiency Appropriations.

**SB 120**—Withdrawn prior to introduction.

By Senators Saunders and Lynn—

**SB 122**—A bill to be entitled An act relating to homestead exemption; amending s. 196.131, F.S.; providing a value-based sliding scale of criminal penalties for claiming homestead exemption if the funds for the homestead were unlawfully obtained through the performance of a fraudulent act; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senators Bennett, Fasano and Rich—

**SB 124**—A bill to be entitled An act relating to motor vehicle insurance for foster children; creating a pilot program for the purpose of reimbursing foster parents, residential facilities, or foster children who live independently for a portion of the increased costs of motor vehicle insurance for a foster child who has a driver's license; directing the Department of Children and Family Services to establish the pilot program in Sarasota, DeSoto, Manatee, Pinellas, and Pasco Counties; requiring that the person who incurs the increased cost submit to the department documentation of that increase; requiring that foster children be encouraged to pay the remaining portion of the increase in costs; directing the department to develop procedures for operating the pilot program; requiring the department to submit a report with recommendations to the Governor and the Legislature by a specified date; providing an appropriation; providing an effective date.

—was referred to the Committees on Children and Families; and Health and Human Services Appropriations.

By Senators Margolis, Bullard, Bennett, Diaz de la Portilla, Lynn and Argenziano—

**SB 126**—A bill to be entitled An act relating to public K-12 educational instruction; amending s. 1003.42, F.S.; requiring physical educa-

tion on a full-year basis for students in grades 1 through 8; requiring development of a physical education program; amending s. 1003.43, F.S.; increasing physical education credit requirements and decreasing elective credit requirements for high school graduation; requiring the State Board of Education to adopt rules for satisfaction of certain credit requirements; providing an effective date.

—was referred to the Committees on Education; and Education Appropriations.

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By Senator Posey—

**SB 128**—A bill to be entitled An act relating to the disposition of dead bodies; amending s. 406.12, F.S.; increasing a penalty for failing to report certain deaths to the district medical examiner or to alter the evidence or circumstances surrounding the death; providing an effective date.

—was referred to the Committees on Criminal Justice; and Health Care.

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By Senators Dawson, Geller, Siplin, Campbell, Bullard and Wilson—

**SJR 130**—A joint resolution proposing an amendment to Section 4 of Article VI of the State Constitution, relating to suffrage and elections, to authorize the Legislature to provide the conditions under which a convicted felon's right to register or vote may be restored.

—was referred to the Committees on Ethics and Elections; Criminal Justice; Judiciary; and Rules and Calendar.

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By Senators Dawson, Geller, Siplin, Bullard, Campbell and Wilson—

**SB 132**—A bill to be entitled An act relating to elections; providing a short title; amending s. 97.041, F.S.; providing for automatic restoration of former felons' right to vote following completion and satisfaction of sentence of incarceration and community supervision; providing conditions for such automatic restoration; amending ss. 97.052, 97.053, and 98.0977, F.S., to conform; providing a conditional effective date.

—was referred to the Committees on Ethics and Elections; Criminal Justice; and Judiciary.

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By Senator Geller—

**SB 134**—A bill to be entitled An act relating to Indian gaming activities; providing for ratification of Tribal-State compacts by the Legislature; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; and Rules and Calendar.

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By Senator Geller—

**SJR 136**—A joint resolution proposing an amendment, to be entitled the Fiscal Responsibility Act of 2006, to Section 1 of Article VII of the State Constitution, relating to finance and taxation, to require that any decrease in the rate of a tax levied by the state be effected in a separate bill enacted for that purpose only.

—was referred to the Committees on Judiciary; Government Efficiency Appropriations; and Rules and Calendar.

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By Senators Geller and Fasano—

**SB 138**—A bill to be entitled An act relating to health insurance coverage for autism spectrum disorder; requiring a health insurer or health maintenance organization that offers major medical coverage to

include coverage for treating autism spectrum disorder; defining the term "autism spectrum disorder"; authorizing an insurer or health maintenance organization to confirm a diagnosis or review the appropriateness of a treatment plan; limiting the amount of annual coverage; providing that the act does not affect the licensure of a health care professional or impair the right to reimbursement of a health care provider; making a legislative finding that the act fulfills an important state interest; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Care; and Health and Human Services Appropriations.

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By Senator Geller—

**SB 140**—A bill to be entitled An act relating to energy efficiency standards; providing legislative findings; providing definitions; providing that the act applies to specified types of new products sold, offered for sale, or installed in this state; requiring the Department of Environmental Protection, in consultation with the Public Service Commission, to adopt rules establishing minimum efficiency standards for specified products; specifying minimum efficiency levels for those standards; setting implementation deadlines; authorizing the Department of Environmental Protection to revise rules to increase efficiency levels for specified products over minimum standards when energy conservation is promoted and cost-effective; providing for a delayed effective date; requiring the department to adopt nationally recognized procedures for testing the efficiency of specified products if the procedures are not provided for in the state building code; requiring manufacturers of specified products to certify compliance with the act; requiring the department to adopt rules governing the identification and certification of specified products; authorizing the department to use an accredited testing facility; requiring the department to charge the manufacturer for noncompliant products and to provide information to the public about noncompliant products; authorizing the department to conduct periodic inspections of distributors or retailers; requiring the department to investigate complaints and report the results to the Attorney General; authorizing the Attorney General to initiate civil proceedings to enforce the act; providing for penalties against a manufacturer, distributor, or retailer in violation of the act; providing for a warning for first-time violations; authorizing the department to adopt additional rules; providing an effective date.

—was referred to the Committees on Environmental Preservation; Judiciary; and General Government Appropriations.

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**Senate Resolutions 142-144**—Not referenced.

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By Senator Lynn—

**SB 146**—A bill to be entitled An act relating to the restoration of civil rights of persons exonerated of felony convictions; amending s. 940.05, F.S.; providing automatic restoration of the civil rights of a person convicted of a felony who is subsequently exonerated of the offense; amending s. 97.041, F.S., relating to qualifications to register or vote, s. 499.012, F.S., relating to the wholesale distribution of prescription drugs, s. 499.067, F.S., relating to denial, suspension, or revocation of a permit, certification, or registration to deal in prescription drugs, s. 499.64, F.S., relating to issuance of licenses and permits to deal in prescription drugs, s. 944.292, F.S., relating to suspension of civil rights, and s. 944.293, F.S., relating to initiation of restoration of civil rights, to conform; providing a contingent effective date.

—was referred to the Committees on Ethics and Elections; Criminal Justice; and Judiciary.

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By Senator Lynn—

**SJR 148**—A joint resolution proposing an amendment to Section 4 of Article VI of the State Constitution, relating to suffrage and elections,

to provide for restoration of voting rights to certain persons convicted of felonies whose convictions are subsequently overturned.

—was referred to the Committees on Ethics and Elections; Criminal Justice; Judiciary; and Rules and Calendar.

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By Senator Siplin—

**SB 150**—A bill to be entitled An act relating to health care for children; creating the Universal Health Access Plan for Children; providing legislative findings; providing definitions relating to health care services for children; establishing a single, publicly financed statewide program to provide medically necessary health services for each child in the state without cost to the child or his or her family; requiring the Department of Health to administer the plan; directing the department to perform certain specified activities and responsibilities; requiring the department to report annually to the Governor and the Legislature; directing the department to adopt rules to administer the plan; authorizing the department to hold public hearings; providing an effective date.

—was referred to the Committees on Health Care; Banking and Insurance; and Health and Human Services Appropriations.

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By Senator Siplin—

**SB 152**—A bill to be entitled An act relating to alimony; amending s. 61.046, F.S.; defining the term “de facto marriage”; amending s. 61.14, F.S.; requiring a court to terminate payment of alimony if there is competent, substantial evidence to show that the recipient former spouse is cohabitating with a person of the opposite sex outside of the legal bond of matrimony; providing an effective date.

—was referred to the Committee on Judiciary.

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By Senator Siplin—

**SB 154**—A bill to be entitled An act relating to public safety; providing for an annual salary increase for certified law enforcement officers; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Productivity; Justice Appropriations; and Ways and Means.

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By Senator Siplin—

**SB 156**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.20, F.S.; providing for distribution of a portion of revenues from the tax on sales, use, and other transactions to specified units of local government owning eligible convention centers; creating s. 288.1171, F.S.; providing for certification of units of local government owning eligible convention centers by the Office of Tourism, Trade, and Economic Development; requiring the office to adopt specified rules; providing a definition; providing requirements for certification; providing for use of proceeds distributed to units of local government under the act; providing for audits by the Department of Revenue; providing for revocation of certification; providing a contingent effective date.

—was referred to the Committees on Commerce and Consumer Services; Community Affairs; Government Efficiency Appropriations; and Transportation and Economic Development Appropriations.

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By Senator Siplin—

**SB 158**—A bill to be entitled An act relating to the Lifeline telecommunications service; amending s. 364.10, F.S.; prohibiting a local exchange telecommunications company from discontinuing local service to a consumer for nonpayment of other telephone services; directing the

Public Service Commission to adopt rules to administer the prohibition; authorizing a local exchange telecommunications company to block specified long-distance services when a customer owes an outstanding account for those services; requiring certain state agencies to automatically enroll an eligible consumer in the Lifeline service with the appropriate local exchange telecommunications company; requiring the commission, the Department of Children and Family Services, and the Office of Public Counsel to enter into a memorandum of understanding concerning the automatic enrollment of consumers in Lifeline services; directing a local exchange telecommunications company to offer a consumer who applies for or receives Lifeline service the option of blocking all toll calls; providing an effective date.

—was referred to the Committees on Communications and Public Utilities; Governmental Oversight and Productivity; and Ways and Means.

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**SB 160**—Withdrawn prior to introduction.

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By Senator Aronberg—

**SB 162**—A bill to be entitled An act relating to voyeurism; amending s. 810.14, F.S.; revising the elements of the offense of voyeurism in order to eliminate acts of photographing, filming, videotaping, or recording, which are made a crime under the offense of video voyeurism; providing that a person commits the offense of voyeurism when he or she secretly observes another person when the other person is in a location that provides a reasonable expectation of privacy; providing an effective date.

—was referred to the Committees on Criminal Justice; and Judiciary.

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By Senator Miller—

**SB 164**—A bill to be entitled An act relating to parks and recreational facilities; amending s. 418.12, F.S.; authorizing the Division of Recreation and Parks of the Department of Environmental Protection to erect signs discouraging criminal activity in recreation centers and playgrounds; providing an effective date.

—was referred to the Committees on Environmental Preservation; and General Government Appropriations.

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By Senators Aronberg and Fasano—

**SB 166**—A bill to be entitled An act relating to child support; amending s. 409.2558, F.S.; requiring the Department of Revenue to establish by rule a method that uses reasonable efforts to locate persons to whom collections or refunds are owed, including disclosing information on the Internet; providing an effective date.

—was referred to the Committees on Children and Families; and General Government Appropriations.

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By Senator Lynn—

**SB 168**—A bill to be entitled An act relating to tours by youth of state and county correctional facilities; amending s. 945.75, F.S.; requiring that the Department of Corrections and counties allow certain youth to tour state and county correctional facilities under specified conditions; amending s. 1003.26, F.S.; authorizing a district school superintendent or a child study team to refer a child to a youth awareness tour of state and county correctional facilities; providing an effective date.

—was referred to the Committees on Criminal Justice; and Education.

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By Senator Lynn—

**SB 170**—A bill to be entitled An act relating to the sentencing of youthful offenders; amending s. 958.04, F.S.; prohibiting the court from



sentencing a person as a youthful offender if the person is older than a specified age and found guilty of committing sexual battery, lewd or indecent exposure, or child abuse or neglect; reenacting ss. 958.03(5), 958.045(8)(a), 958.11(4), and 985.233(4)(c), F.S., relating to the definition of a youthful offender, institutions and programs for youthful offenders, and sentencing alternatives, to incorporate the amendments to s. 958.04, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; and Judiciary.

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By Senator Lynn—

**SB 172**—A bill to be entitled An act relating to probation and community control; amending s. 947.22, F.S.; requiring law enforcement officers to assist probation officers in making warrantless arrests; amending s. 948.06, F.S.; requiring law enforcement officers to assist probation officers in making warrantless arrests; requiring law enforcement and probation officers to arrest a probationer or offender if the officer has reasonable grounds to believe that the probationer or offender has violated his or her probation or community control and if the officer is aware that the probationer or offender has a history of convictions for violence; creating s. 948.061, F.S.; requiring the Department of Corrections to develop a risk assessment and alert system to monitor certain offenders placed on probation or community control; requiring increased supervision of such offenders under certain circumstances; requiring that information be provided to the court by the correctional probation officer; creating s. 948.062, F.S.; requiring the Department of Corrections to review the circumstances of certain arrests of offenders on probation or community control; requiring the Office of Program Policy Analysis and Government Accountability to analyze the reviews and report to the President of the Senate and the Speaker of the House of Representatives; providing legislative findings with respect to the necessity for increased supervision of high-risk offenders who violate community supervision; requesting that the Supreme Court amend a Rule of Criminal Procedure to require that certain offenders arrested for a violation of probation or community control be detained while awaiting a hearing on the violation; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Justice Appropriations.

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By Senator Lynn—

**SB 174**—A bill to be entitled An act relating to probation and community control; creating s. 948.033, F.S.; providing that, as a term or condition of probation or community control, a person who is convicted of a felony or misdemeanor and who is placed on probation or into community control may not become or remain a criminal street gang member or associate with a person who is a criminal street gang member, a criminal street gang associate, or a member of a prison gang; requiring a court to order intensive supervision and surveillance for any offender placed on probation or into community control who is or was a criminal street gang member; providing specified terms and conditions for probation or community control; authorizing a court to revoke probation if the offender fails to comply with the terms and conditions of probation or community control; directing the Department of Corrections to notify certain sheriffs when an offender identified as a street gang member is released from incarceration; directing the department to develop and provide specialized training for each parole and probation officer supervising an offender who has been identified as a prison gang member or a criminal street gang member; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Justice Appropriations.

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By Senator Lynn—

**SB 176**—A bill to be entitled An act relating to the Florida School Recognition Program; amending s. 1008.36, F.S.; revising the requirements for uses of funds awarded under the program; providing that all such awards must be used for bonuses to the faculty and staff of selected

schools; requiring that the awards be counted in calculating retirement benefits; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Productivity; and Education Appropriations.

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By Senators Lynn and Fasano—

**SB 178**—A bill to be entitled An act relating to sales of fireworks; amending s. 791.07, F.S.; requiring that a person purchasing fireworks to frighten birds from agricultural works and fish hatcheries furnish the seller with an affidavit that the purchaser is qualified to purchase such fireworks; prescribing guidelines for such affidavits; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Agriculture.

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By Senator Lynn—

**SB 180**—A bill to be entitled An act relating to the Self-storage Facility Act; amending s. 83.803, F.S.; including smaller units within the definition of the term “self-contained storage unit”; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; and Judiciary.

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By Senator Lynn—

**SB 182**—A bill to be entitled An act relating to sovereign immunity; amending s. 768.28, F.S.; providing that certain contractors acting on behalf of the Department of Children and Family Services, and their employees and agents, be considered agents of the state for purposes of the waiver of sovereign immunity in tort actions; providing that such persons are not employees or agents for purposes of workers’ compensation; requiring contracts to provide for indemnification of the state by such agents; amending ss. 163.01, 456.048, 458.320, 459.0085, 624.461, 624.462, 627.733, F.S., to conform cross-references; providing an effective date.

—was referred to the Committees on Children and Families; Judiciary; Governmental Oversight and Productivity; and Health and Human Services Appropriations.

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By Senators Lynn and Wilson—

**SB 184**—A bill to be entitled An act relating to substance abuse treatment and intervention; amending s. 39.001, F.S.; providing additional legislative findings and intent with respect to the treatment of substance abuse; authorizing the court to require certain persons to undergo treatment following adjudication; amending ss. 39.402 and 39.407, F.S.; authorizing the court to order specified persons to submit to a substance abuse assessment upon a showing of good cause in connection with a shelter hearing or petition for dependency; amending ss. 39.507 and 39.521, F.S.; authorizing the court to order specified persons to submit to a substance abuse assessment as part of an adjudicatory order or pursuant to a disposition hearing; requiring a showing of good cause; authorizing the court to require participation in a treatment-based drug court program; authorizing the court to impose sanctions for noncompliance; amending s. 39.701, F.S.; authorizing the court to extend the time for completing a case plan during judicial review, based upon participation in a treatment-based drug court program; amending s. 397.334, F.S.; revising legislative intent with respect to treatment-based drug court programs to reflect participation by community support agencies, the Department of Education, and other individuals; including postadjudicatory programs as part of treatment-based drug court programs; requiring each participant enrolled in a pretrial intervention program to be subject to a coordinated strategy developed by a drug court team; directing that each coordinated strategy include a protocol of sanctions that may be imposed on the participant; requiring

the protocol of sanctions to include certain specified sanctions; directing that the coordinated strategy be provided to the participant at the time the participant enters the pretrial drug court program; requiring each judicial circuit to establish a position for a coordinator of the treatment-based drug court program; revising provisions with respect to an annual report; authorizing the chief judge of each judicial circuit to appoint an advisory committee for the treatment-based drug court program; providing for membership of the committee; amending s. 910.035, F.S.; revising provisions with respect to conditions for the transfer of a case in the drug court treatment program to a county other than that in which the charge arose; amending s. 948.08, F.S.; revising eligibility requirements for participation in pretrial intervention programs; authorizing the court to refer certain defendants who are assessed with a substance abuse problem to a pretrial intervention program with the approval of the state attorney; requiring each participant enrolled in a pretrial intervention program to be subject to a coordinated strategy developed by a drug court team; directing that each coordinated strategy include a protocol of sanctions that may be imposed on the participant; requiring the protocol of sanctions to include certain specified sanctions; directing that the coordinated strategy be provided to the participant at the time the participant enters the pretrial drug court program; deleting provisions authorizing advisory committees for the district pretrial intervention programs; amending s. 948.16, F.S.; requiring each participant enrolled in a pretrial intervention program to be subject to a coordinated strategy developed by a drug court team; directing that each coordinated strategy include a protocol of sanctions that may be imposed on the participant; requiring the protocol of sanctions to include certain specified sanctions; directing that the coordinated strategy be provided to the participant at the time the participant enters the pretrial drug court program; amending s. 985.306, F.S.; revising eligibility requirements for participation in delinquency pretrial intervention programs; authorizing the court to refer certain juveniles who are assessed as having a substance abuse problem to a substance abuse education and treatment intervention program; requiring each child enrolled in a pretrial intervention program to be subject to a coordinated strategy developed by a drug court team; directing that each coordinated strategy include a protocol of sanctions that may be imposed on the child; requiring the protocol of sanctions to include certain specified sanctions; directing that the coordinated strategy be provided to the child at the time the child enters the pretrial drug court program; deleting provisions authorizing advisory committees for the district delinquency pretrial intervention program; providing an effective date.

—was referred to the Committees on Children and Families; Judiciary; Criminal Justice; and Justice Appropriations.

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By Senator Lynn—

**SB 186**—A bill to be entitled An act relating to the testing for pregnant women for human immunodeficiency virus (HIV) infection; amending s. 384.31, F.S.; requiring all pregnant women to be tested for HIV infection; providing that each woman be informed of the HIV test results; requiring that information be provided to the woman about medical and support services if the test results are positive; providing an exemption from testing requirements if the pregnant woman objects; providing an effective date.

—was referred to the Committees on Health Care; Judiciary; and Health and Human Services Appropriations.

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By Senator Campbell—

**SB 188**—A bill to be entitled An act relating to the offense of sexual battery on a minor; amending s. 95.11, F.S.; providing for the time period for commencing a civil action based upon an act that constitutes sexual battery upon a minor to be tolled under certain circumstances; amending s. 775.15, F.S.; providing that the time period for commencing a prosecution for sexual battery upon a minor does not run during certain specified time periods; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Health Care.

By Senators Campbell, Smith, Fasano, Aronberg and Margolis—

**SB 190**—A bill to be entitled An act relating to student loans; creating s. 43.201, F.S.; providing for a financial assistance program administered by the Justice Administrative Commission to provide assistance to qualified assistant state attorneys and assistant public defenders for the repayment of eligible student loans; defining the term “eligible student loan”; providing the elements of the program; providing for funding; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Productivity; and Justice Appropriations.

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By Senators Campbell and Fasano—

**SB 192**—A bill to be entitled An act relating to attorney practices; amending s. 877.02, F.S.; providing legislative findings; prohibiting the solicitation of legal business for a profit; providing certain exceptions; prohibiting aiding, assisting, or abetting in soliciting legal business for a profit; providing criminal penalties; prohibiting attorneys from advertising services for business for a profit unless permitted by law; defining the term “solicit”; providing civil penalties; providing for equitable relief; providing for construction of the act; providing an effective date.

—was referred to the Committees on Judiciary; and Commerce and Consumer Services.

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By Senator Hill—

**SB 194**—A bill to be entitled An act relating to juvenile services; amending s. 20.316, F.S.; redesignating the Department of Juvenile Justice as the “Department of Juvenile Services”; redesignating the Secretary of Juvenile Justice as the “Secretary of Juvenile Services”; amending ss. 216.133 and 216.136, F.S.; redesignating the Juvenile Justice Estimating Conference as the “Juvenile Services Estimating Conference”; requesting the Division of Statutory Revision of the Office of Legislative Services to prepare a reviser’s bill for introduction at a subsequent session of the Legislature to conform the Florida Statutes to the changes made by the act; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Productivity; and Justice Appropriations.

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By Senator Siplin—

**SB 196**—A bill to be entitled An act relating to patient’s rights; amending s. 381.026, F.S.; providing that patients have the right to participate in health care decisions, select their physician or other health care provider, and choose between generic or brand-name prescription medications; providing an effective date.

—was referred to the Committees on Health Care; Banking and Insurance; and Health and Human Services Appropriations.

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By Senator Siplin—

**SB 198**—A bill to be entitled An act relating to job opportunities for youths; providing legislative intent to support vocational training and placement provided to at-risk youths through the Professional Opportunities Program for Students (POPS); providing for a pilot program; requiring program proposals to be submitted to the Department of Juvenile Justice; requiring a report to the Legislature; providing an appropriation; providing an effective date.

—was referred to the Committees on Criminal Justice; and Justice Appropriations.

By Senator Constantine—

**SB 200**—A bill to be entitled An act relating to the Florida Hazardous Materials Emergency Response and Community Right-to-Know Act; updating a reference to a federal list of hazardous substances for which the Department of Community Affairs collects fees that fund emergency planning and community right-to-know programs; providing an effective date.

—was referred to the Committees on Domestic Security; and Community Affairs.

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By Senators Saunders and Crist—

**SB 202**—A bill to be entitled An act relating to the community contribution tax credit; amending s. 212.08, F.S.; requiring the Office of Tourism, Trade, and Economic Development to reserve portions of certain annual tax credits for eligible sponsors of certain low-income housing projects; providing requirements, criteria, and limitations; extending an expiration date; amending s. 220.03, F.S.; revising a definition to delete a provision authorizing the office to reserve certain portions of available annual tax credits for certain low-income housing purposes; amending s. 220.183, F.S.; increasing the amount of available annual community contribution tax credits; revising eligibility criteria; requiring the Office of Tourism, Trade, and Economic Development to reserve portions of certain annual tax credits for eligible sponsors of certain low-income housing projects; providing requirements, criteria, and limitations; extending an expiration date; amending s. 624.5105, F.S.; increasing the amount of available annual community contribution tax credits; providing that an insurer claiming a credit is not subject to the retaliatory tax levied under s. 624.5091, F.S.; revising eligibility criteria; requiring the Office of Tourism, Trade, and Economic Development to reserve portions of certain annual tax credits for eligible sponsors of certain low-income housing projects; providing requirements, criteria, and limitations; extending an expiration date; providing an effective date.

—was referred to the Committees on Community Affairs; Commerce and Consumer Services; Government Efficiency Appropriations; Transportation and Economic Development Appropriations; and Ways and Means.

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**SR 204**—Not referenced.

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By Senators Lawson and Fasano—

**SB 206**—A bill to be entitled An act relating to tax exemptions; amending s. 196.202, F.S.; increasing the value of property that is exempted from taxation for widows, widowers, blind persons, and totally and permanently disabled persons; providing an effective date.

—was referred to the Committees on Community Affairs; and Government Efficiency Appropriations.

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By Senator Lynn—

**SB 208**—A bill to be entitled An act relating to child care facilities; amending s. 402.3055, F.S.; requiring an applicant, owner, or operator of a child care facility to sign an affidavit attesting to the accuracy of certain information; authorizing the Department of Children and Family Services to apply certain requirements for personnel in child care facilities to personnel in family day care homes and large family child care homes; amending s. 402.308, F.S.; requiring family day care homes that are required to be licensed and large family child care homes to have a license that is renewed annually; authorizing the Department of Children and Family Services to apply the specified procedures for administering a license to family day care homes and large family child care homes; amending s. 402.309, F.S.; authorizing the local licensing agency or the Department of Children and Family Services to issue a provisional license or registration to a child care facility, family day care home, or large family child care home; providing that a provisional license or registration may not be issued unless child care personnel are

screened according to law; requiring the department to adopt rules for issuing, suspending, and revoking provisional licenses and registrations; amending s. 402.310, F.S.; providing that an increased administrative fine may be imposed in addition to or in lieu of other disciplinary actions; authorizing the department or local licensing agencies to convert a license or registration to probation status for a violation of certain laws and rules; authorizing the department or local licensing agencies to apply disciplinary actions to registered family day care homes; directing the department to adopt rules establishing grounds for imposing disciplinary actions for violations of certain laws and rules; directing the department to adopt rules to create a uniform system of procedures to use for disciplinary actions; creating s. 402.3105, F.S.; requiring the department to establish a database of information concerning violations, citations, and penalties imposed against child care facilities, family day care homes, and large family child care homes licensed by or registered with the department and local licensing agencies; requiring the department to consult with the State Technology Office; specifying database capabilities and the uses of information contained therein; providing that implementation is not contingent upon an appropriation; repealing ss. 402.313(1)(b) and 402.3131(1)(a), F.S., relating to the authority of the department or local licensing agency to impose an administrative fine against a family care home or a large family child care home; providing an effective date.

—was referred to the Committees on Children and Families; Community Affairs; and Health and Human Services Appropriations.

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By Senators Lynn, Fasano and Wilson—

**SB 210**—A bill to be entitled An act relating to suicide prevention; creating s. 397.3335, F.S.; creating the Statewide Office for Suicide Prevention in the Office of Drug Control; providing the goals and objectives of the office; creating the position of statewide coordinator for the statewide office; specifying the education and experience requirements for the position of coordinator; detailing the duties and responsibilities of the coordinator; creating s. 397.3336, F.S.; creating the Suicide Prevention Coordinating Council within the Office of Drug Control; providing the scope of activities for the coordinating council; creating an interagency workgroup for state agencies within the coordinating council in order to coordinate state agency plans for suicide prevention; authorizing the coordinating council to assemble an ad hoc committee to advise the coordinating council; providing for membership on the coordinating council; authorizing the coordinating council to seek and accept grants or funds from any source to support its operation; providing an effective date.

—was referred to the Committees on Children and Families; Governmental Oversight and Productivity; and Health and Human Services Appropriations.

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By Senator Lynn—

**SB 212**—A bill to be entitled An act relating to residential tenancies; amending s. 83.67, F.S.; including air conditioning as a utility service to the tenant which may not be terminated or interrupted by the landlord; providing an effective date.

—was referred to the Committees on Judiciary; and Regulated Industries.

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By Senator Lynn—

**SB 214**—A bill to be entitled An act relating to the right to a speedy trial; creating time limits within which a person charged with a crime must be brought to trial; permitting state attorneys to file a demand for a speedy trial; providing conditions that must be met in order to do so; requiring that the trial judge schedule a calendar call upon the filing of a demand for a speedy trial in order to schedule a trial; prescribing conditions under which the trial court may postpone a trial date; providing an effective date.

—was referred to the Committee on Judiciary.

By Senators Hill and Lynn—

**SB 216**—A bill to be entitled An act relating to motor vehicle safety belt usage; amending s. 316.614, F.S.; deleting a provision that limits enforcement of the safety belt law to that of a secondary action; providing an effective date.

—was referred to the Committees on Transportation; and Criminal Justice.

By Senator Wilson—

**SB 218**—A bill to be entitled An act relating to public school teachers; creating s. 1011.635, F.S.; requiring the Legislature to fund a cost-of-living increase in the General Appropriations Act for teachers who teach prekindergarten through grade 12 in the public school system; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Productivity; and Education Appropriations.

By Senator Wilson—

**SB 220**—A bill to be entitled An act relating to independent living transition services; amending s. 409.1451, F.S.; allowing young adults who are not eligible for the Road-to-Independence Scholarship to continue to receive all foster care services until they reach 21 years of age; providing an effective date.

—was referred to the Committees on Children and Families; and Health and Human Services Appropriations.

By Senator Wilson—

**SB 222**—A bill to be entitled An act relating to the student assessment program for public schools; amending s. 1008.22, F.S.; requiring the Commissioner of Education to approve the continuing use of scores on specified tests as alternatives to scores on the grade-10 Florida Comprehensive Assessment Test (FCAT) for students who have failed the FCAT as specified; requiring the State Board of Education to annually determine scores on the SAT and ACT tests which are equivalent to FCAT scores; repealing s. 1008.301, F.S., relating to a concordance study of FCAT equivalency; reenacting ss. 1003.429(6)(a) and 1003.43(5)(a), F.S., relating to accelerated high school graduation and general requirements for high school graduation, to incorporate the amendments to s. 1008.22, F.S., in reference thereto; providing an effective date.

—was referred to the Committees on Education; and Education Appropriations.

By Senator Wilson—

**SB 224**—A bill to be entitled An act relating to the school grading system; amending s. 1008.34, F.S.; removing letter grades from the performance grade categories by which schools must be identified in the Commissioner of Education's annual report of the results of the statewide assessment program; amending ss. 1001.42, 1002.38, 1003.62, 1008.33, 1008.345, and 1011.62, F.S.; correcting references to the letter grades, to conform; providing an effective date.

—was referred to the Committees on Education; and Education Appropriations.

By Senator Wilson—

**SB 226**—A bill to be entitled An act relating to resident status for purposes of postsecondary tuition; amending s. 1009.21, F.S.; providing an exemption from payment of nonresident tuition at community colleges and state universities for certain students meeting eligibility criteria; amending s. 1009.40, F.S., relating to general requirements for

eligibility for state financial aid; specifying procedures for determining resident status for purposes of receiving such awards; providing an effective date.

—was referred to the Committees on Education; and Education Appropriations.

By Senators Geller and Campbell—

**SJR 228**—A joint resolution proposing an amendment to Section 4 of Article VII of the State Constitution to prescribe the method for valuing certain properties for ad valorem tax purposes.

—was referred to the Committees on Community Affairs; Judiciary; Government Efficiency Appropriations; and Rules and Calendar.

By Senator Wilson—

**SB 230**—A bill to be entitled An act relating to human immunodeficiency virus; amending s. 381.0046, F.S.; increasing the number of HIV and AIDS minority coordinators within the Department of Health; requiring the department to expand its HIV/AIDS prevention efforts in the state's minority communities and establish linkage programs for HIV-positive inmates prior to their release from jail; deleting obsolete provisions; providing an effective date.

—was referred to the Committees on Health Care; Criminal Justice; and Health and Human Services Appropriations.

By Senator Constantine—

**SB 232**—A bill to be entitled An act relating to emergency management; authorizing counties and municipalities to establish a disaster assistance recovery team for the purpose of facilitating communications in the event of an emergency or natural disaster; providing requirements for the membership of a disaster assistance recovery team; providing an effective date.

—was referred to the Committees on Domestic Security; and Community Affairs.

By Senator Constantine—

**SB 234**—A bill to be entitled An act relating to gambling; amending s. 849.161, F.S.; prohibiting arcade amusement centers from exchanging points or coupons accumulated by customers for tobacco products, alcoholic beverages, or cash; correcting a cross-reference; prohibiting gambling devices at arcade amusement centers; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Consumer Services; and Community Affairs.

**SB 236**—Withdrawn prior to introduction.

By Senator Campbell—

**SB 238**—A bill to be entitled An act relating to personal injury protection insurance; amending s. 627.732, F.S.; defining the terms "biometric" and "biometric time date technology"; amending s. 627.736, F.S.; revising procedures with respect to the use of biometric time date technology for the purpose of documenting claims and making payments under personal injury protection benefits; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Lynn—

**SB 240**—A bill to be entitled An act relating to emergency electrical service in nursing home facilities; creating s. 400.115, F.S.; providing definitions; requiring each nursing home facility seeking or renewing a license under ch. 400, F.S., to have, at a minimum, an emergency generator capable of providing electrical service for a specified period during an interruption of the normal electrical supply; requiring that plans for the installation and operation of the emergency generator be submitted to the Agency for Health Care Administration; providing for procedures if the agency determines that a plan does not meet the requirements for an emergency generator; directing that an emergency generator be operational within a specified time; requiring a nursing home facility to have a specified quantity of fuel onsite at all times; requiring the nursing home facility to regularly test the emergency system; directing the nursing home facility to keep logs of maintenance and testing; providing monetary fines for violating the act; authorizing the agency to prohibit admissions to a nursing home facility that is in violation of the act; providing an effective date.

—was referred to the Committees on Health Care; Domestic Security; and Health and Human Services Appropriations.

By Senator Dockery—

**SB 242**—A bill to be entitled An act relating to rural land protection; amending s. 570.70, F.S.; providing conclusions of a study by the Department of Agriculture and Consumer Services; amending s. 201.15, F.S.; providing for the distribution of certain excise taxes on documents to the Rural Lands Program Trust Fund of the department; creating s. 215.6195, F.S.; authorizing the issuance of bonds for rural land protection; providing certain conditions; providing for the deposit of proceeds; providing that issuance of such bonds is in the best interest of the state; amending s. 570.207, F.S.; providing uses for funds in the Conservation and Recreation Lands Program Trust Fund; amending s. 570.71, F.S.; authorizing the use of rural land protection bonds to implement provisions relating to conservation and rural land protection easements and agreements; authorizing the Department of Agriculture and Consumer Services to grant municipalities and local governments moneys to acquire land, enter into resource conservation agreements, and undertake other related activities; providing for conservation easements to be held in the name of a local government; providing a contingent effective date.

—was referred to the Committees on Agriculture; Environmental Preservation; Government Efficiency Appropriations; and General Government Appropriations.

By Senator Dockery—

**SB 244**—A bill to be entitled An act relating to trust funds; creating s. 570.209, F.S.; creating the Rural Lands Program Trust Fund within the Department of Agriculture and Consumer Services; providing for sources of funds and purposes; providing for an annual carryforward of funds; providing for future legislative review and termination or recreation of the trust fund; providing a contingent effective date.

—was referred to the Committees on Agriculture; Environmental Preservation; Government Efficiency Appropriations; and General Government Appropriations.

By Senator Hill—

**SB 246**—A bill to be entitled An act relating to child safety; requiring a person to present picture identification before retrieving a child from a public school; providing a definition; requiring a person to present picture identification before retrieving a child from a nonpublic school or certain child care facilities; providing a definition; providing an effective date.

—was referred to the Committees on Children and Families; and Education.

**Senate Resolutions 248-250**—Not referenced.

By Senator Fasano—

**SB 252**—A bill to be entitled An act relating to Florida Retirement System benefits; amending s. 121.182, F.S.; authorizing municipalities to purchase annuities for municipal personnel in the same manner as counties may for county personnel; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Productivity; and Ways and Means.

**SR 254**—Not referenced.

**SB 256**—Withdrawn prior to introduction.

By Senator Lynn—

**SB 258**—A bill to be entitled An act relating to trauma care centers and rape crisis centers; amending s. 395.405, F.S.; authorizing the Department of Health to adopt and enforce rules necessary to administer part II of ch. 395, F.S., relating to trauma services; establishing a task force on the distribution of funds for trauma centers; requiring a report to the Governor and the Legislature; providing for a trauma center matching grant program; amending s. 318.14, F.S.; providing additional civil penalties for certain traffic infractions; providing for such penalties to be used to fund trauma services; amending s. 318.21, F.S.; providing for certain mandatory civil traffic penalties to be used to fund trauma services; amending s. 318.18, F.S.; providing penalties for a specified violation of traffic control signal devices or for an infraction that causes bodily injury; providing for such penalties to be used to fund trauma services; directing the clerk of court to collect a fee for each civil and criminal violation of ch. 316, F.S., to be used to fund trauma services; amending s. 316.193, F.S.; directing the Department of Highway Safety and Motor Vehicles to assess specified annual surcharges against motor vehicle licensees who have a final conviction within the previous 36 months for a DUI offense; directing the department to remit a portion of such penalties to the Administrative Trust Fund in the Department of Health to be used to fund trauma services; amending s. 794.056, F.S.; requiring that funds credited to the Rape Crisis Program Trust Fund include moneys appropriated by the Legislature and grants from public and private entities; revising a requirement relating to the distribution of moneys from the trust fund pursuant to a rule by the Department of Health; creating s. 322.751, F.S.; directing the Department of Highway Safety and Motor Vehicles to assess specified annual surcharges against a motor vehicle licensee who accumulates eight or more points against his or her license within the previous 36 months; requiring the department to notify a licensee by first-class mail upon receipt of four points against his or her license; directing the department to remit all such penalties to the Administrative Trust Fund in the Department of Health to be used to fund trauma services; creating s. 322.7525, F.S.; requiring the department to notify licensees of the surcharges and the time period in which to pay the surcharges; creating s. 322.753, F.S.; requiring the department to accept installment payments for the surcharges; providing sanctions for a licensee's failure to pay an installment; allowing the department to permit licensees to pay assessed surcharges using credit cards; requiring the department to suspend a driver's license if the licensee does not pay the surcharge or arrange for installment payments within a specified time after the notice of surcharge is sent; repealing s. 395.4035, F.S., relating to the Trauma Services Trust Fund; requiring the Department of Highway Safety and Motor Vehicles to determine the costs of implementing the requirements for a surcharge against motor vehicle licensees; authorizing the department to outsource implementation services; providing an appropriation; providing for the distribution of collections in the Administrative Trust Fund in the Department of Health; providing an appropriation; providing an effective date.

—was referred to the Committees on Health Care; Transportation; Government Efficiency Appropriations; Health and Human Services Appropriations; and Transportation and Economic Development Appropriations.

**Senate Resolutions 260-264**—Not referenced.

By Senator Saunders—

**SB 266**—A bill to be entitled An act relating to nursing home facilities; amending s. 400.141, F.S.; providing a method by which state-designated teaching nursing homes and affiliated assisted living facilities may demonstrate financial responsibility; providing an effective date.

—was referred to the Committees on Health Care; and Banking and Insurance.

By Senator Posey—

**SB 268**—A bill to be entitled An act relating to elections; amending s. 101.657, F.S.; changing the day on which early voting ends; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator Margolis—

**SB 270**—A bill to be entitled An act relating to weapons and firearms; amending s. 775.087, F.S.; increasing the minimum terms of imprisonment imposed for possessing, discharging, or seriously harming another with a semiautomatic firearm and its high-capacity detachable box magazine or with a machine gun; authorizing the court to impose an additional fine against a person whose felony conviction is reclassified under certain specified circumstances because of the person's possession of a semiautomatic firearm and its high-capacity detachable box magazine or a machine gun; amending s. 790.07, F.S.; providing that it is a second-degree felony to possess a firearm while committing or attempting to commit a felony; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Justice Appropriations.

**SB 272**—Withdrawn prior to introduction.

By Senator Crist—

**SB 274**—A bill to be entitled An act relating to the Interstate Compact for Juveniles; amending s. 985.502, F.S.; revising provisions of the former Interstate Compact on Juveniles; providing purpose of the compact; providing definitions; providing for an Interstate Commission for Juveniles; providing for the appointment of commissioners; providing for an executive committee; providing for meetings; providing powers and duties of the Interstate Commission; providing for its organization and operation; providing for bylaws, officers, and staff; providing for qualified immunity from liability for the commissioners, the executive director, and employees; requiring the Interstate Commission to adopt rules; providing for oversight, enforcement, and dispute resolution by the Interstate Commission; providing for the activities of the Interstate Commission to be financed by an annual assessment from each compacting state; requiring member states to create a State Council for Interstate Juvenile Supervision; providing for the effective date of the compact and amendments thereto; providing for a state's withdrawal from and reinstatement to the compact; providing for assistance, certain penalties, suspension, or termination following default by a state; providing for judicial enforcement; providing for dissolution of the compact; providing for severability and construction of the compact; providing for the effect of the compact with respect to other laws and for its binding effect; creating s. 985.5025, F.S.; creating the State Council for Interstate Juvenile Offender Supervision to oversee state participation in the compact; providing membership; providing for records and open meetings; prescribing procedures if the council is abolished; repealing ss. 985.503, 985.504, 985.505, 985.506, and 985.507, F.S., relating to obsolete provisions governing the former compact superseded by the act; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Governmental Oversight and Productivity; and Justice Appropriations.

By Senator Crist—

**SB 276**—A bill to be entitled An act relating to wrecker services; amending s. 120.80, F.S.; exempting hearings of the Division of the Florida Highway Patrol concerning the wrecker allocation system from requirements of ch. 120, F.S.; creating s. 205.1975, F.S.; prohibiting a county or municipality from issuing or renewing a license for a wrecker company that is not in compliance with the requirements of the act; amending s. 316.530, F.S., relating to traffic control; conforming provisions to changes made by the act; reenacting s. 316.550(4), F.S., relating to special wrecker permits, to incorporate the amendment to s. 320.01, F.S., in references thereto; amending s. 316.605, F.S.; providing requirements for licensing wreckers and other vehicles; amending s. 320.01, F.S.; redefining the term "wrecker" for purposes of the Florida Statutes; amending ss. 320.03 and 320.0706, F.S., relating to motor vehicle registration and license plates; conforming provisions to changes made by the act; reenacting s. 320.08(5)(d) and (e), F.S., relating to license taxes, to incorporate the amendment to s. 320.01, F.S., in references thereto; amending s. 320.0821, F.S.; revising requirements for the issuance of wrecker license plates; amending s. 320.13, F.S., relating to dealer license plates; conforming provisions to changes made by the act; amending s. 321.051, F.S.; providing definitions; requiring the Division of the Florida Highway Patrol within the Department of Highway Safety and Motor Vehicles to establish a wrecker allocation system; providing requirements for the system; authorizing the division to set maximum rates for towing and storage of vehicles; prohibiting an unauthorized wrecker company from monitoring a police radio or engaging in other activities; providing penalties; providing requirements for dispatching wreckers; amending s. 323.001, F.S., relating to wrecker company storage facilities; providing definitions; providing procedures for a law enforcement agency to place a hold on a stored vehicle; providing for payment of towing and storage charges; amending s. 323.002, F.S.; providing definitions; providing requirements for a county or municipality that operates a wrecker allocation system; providing requirements for the system; prohibiting an unauthorized wrecker company from monitoring a police radio or engaging in other activities; providing penalties; providing requirements for dispatching wreckers; creating chapter 508, F.S.; providing definitions; creating the Wrecker Operator Advisory Council within the Department of Agriculture and Consumer Services; providing for membership and terms; providing for reimbursement for travel and per diem expenses; requiring the council to advise the department on matters relating to standards and practices in the wrecker industry; authorizing the department to adopt rules; requiring wrecker companies to register with the department; providing requirements for registration renewal; providing requirements for advertisements; requiring insurance coverage; requiring the department to notify the Department of Highway Safety and Motor Vehicles when a registration has been suspended or revoked; authorizing the department to deny registration under certain circumstances; specifying acceptable forms of payment; establishing a certification program for wrecker operators; requiring the department to approve courses and organizations; providing requirements for examinations; providing for certification in specialized wrecker services; requiring the department to adopt rules; providing for certification cards to be issued to wrecker operators who complete the certification course and pass the examination; prohibiting the performance of wrecker services after a specified date unless the company is registered and obtains certification as required; authorizing the department to inspect employment records; providing requirements for continuing education; specifying prohibited acts; providing administrative, civil, and criminal penalties; providing for registration fees; providing for deposit of fees, penalties, and other funds; providing that the chapter does not apply to recovery agents; authorizing counties and municipalities to enact ordinances governing wrecker operators; requiring that a wrecker company maintain records of its services for a specified time; requiring a wrecker company to keep records of its operators continuing education courses for a specified time; directing organizations that conduct continuing education courses to keep records for a specified time; amending s. 713.78, F.S., relating to liens for recovering, towing, or storing vehicles and vessels; providing definitions; conforming provisions to changes made by the act; providing for attorney's fees to be

awarded to the prevailing party for a frivolous claim of wrongful taking or claim of lien; providing immunity from liability for a wrecker company, its operators, and other employees or agents if services are performed with reasonable care or for complying with the directions of a law enforcement officer; providing for the owner of a vehicle or vessel to dispute a claim of lien by a wrecker company based on a record of sale; clarifying that the amendments made by the act do not affect the validity of prior liens; creating s. 713.785, F.S.; authorizing the imposition of lien by a mobile home transport company for recovering, towing, or storing a mobile home; providing definitions; requiring a mobile home transport company to provide notice of recovery, towing, or storage services; providing for the filing of a complaint; providing procedures for the sale of an unclaimed mobile home; specifying circumstances under which a mobile home transport company must obtain a certificate of destruction; providing for fees; authorizing the department to adopt rules; providing for fees; providing for issuing certificates of destruction and revalidation stickers; providing procedures for disputing a lien and for discharge of a lien; providing for the posting and repayment of surety; providing for criminal penalties; amending s. 319.30, F.S.; redefining the term "certificate of destruction," to conform; amending s. 713.69, F.S., relating to circumstances in which it is unlawful to remove property upon which a lien has accrued, to conform; amending s. 715.07, F.S., relating to the towing of vehicles and vessels parked on real property without permission; providing definitions; providing for the towing and removal of vehicles and vessels under certain circumstances; conforming provisions to changes made by the act; providing requirements for towing and storage; prohibiting a property owner from soliciting a wrecker company for a rebate for the privilege of removing vehicles from the owner's property; providing immunity from liability for a wrecker company, its operators, and other employees or agents if services are performed with reasonable care; providing that failure to comply with notice requirements precludes a wrecker company from imposing certain towing or storage charges; providing penalties; repealing s. 1.01(15), F.S., relating to the definition of the term "wrecker operator"; providing an appropriation and authorizing additional positions; providing effective dates.

—was referred to the Committees on Transportation; Commerce and Consumer Services; Criminal Justice; Judiciary; Community Affairs; and General Government Appropriations.

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**SB 278**—Withdrawn prior to introduction.

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By Senators Klein and Campbell—

**SB 280**—A bill to be entitled An act relating to voting systems; amending s. 101.5606, F.S.; revising a requirement and providing additional requirements for voting systems that may be approved by the Department of State; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Transportation and Economic Development Appropriations.

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By Senators Aronberg and Fasano—

**SB 282**—A bill to be entitled An act relating to criminal acts committed during a state of emergency; amending s. 810.02, F.S.; providing enhanced penalties for specified burglaries that are committed during a state of emergency; directing that a felony burglary committed during a state of emergency be reclassified one level above the current ranking of the offense committed; amending s. 812.014, F.S.; providing enhanced penalties for the theft of certain property stolen during a state of emergency; directing that a felony theft committed during a state of emergency be reclassified one level above the current ranking of the offense committed; providing an effective date.

—was referred to the Committees on Criminal Justice; Domestic Security; and Justice Appropriations.

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By Senators Aronberg and Fasano—

**SB 284**—A bill to be entitled An act relating to consumer protection; creating ss. 501.165 and 501.166, F.S.; prohibiting the use of deception

to obtain certain personal information for commercial solicitation purposes; prohibiting the sale or other transfer to a third party of personal customer information that is protected from disclosure; providing exceptions; providing applicability; providing that transferring such protected information in violation of this section is an unfair or deceptive act or practice or unfair method of competition; providing penalties; amending s. 501.2075, F.S.; providing an exception to a civil penalty; creating s. 501.2076, F.S.; prohibiting falsely representing oneself as being affiliated with a law enforcement or firefighting agency or public utility; providing a penalty; providing that a violation of s. 817.568, F.S., relating to the criminal use of personal identification information, is an unfair or deceptive act or practice or unfair method of competition in violation of part II of ch. 501, F.S.; providing penalties; amending ss. 501.203 and 501.204, F.S.; changing obsolete dates; reenacting and amending s. 501.207, F.S., relating to remedies of the enforcing authority under the Florida Deceptive and Unfair Trade Practices Act; providing that the court may order actions brought under that act on behalf of an enterprise; providing for severability; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; and Judiciary.

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By Senators Aronberg and Campbell—

**SJR 286**—A joint resolution proposing an amendment to Section 5 of Article VI of the State Constitution to prescribe additional circumstances in which electors may vote in a primary election regardless of party affiliation.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules and Calendar.

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By the Committee on Domestic Security—

**SB 288**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 311.13, F.S., relating to an exemption from public records requirements for seaport security plans; saving the exemption from repeal under the Open Government Sunset Review Act; deleting provisions that provide for the repeal of the exemption; providing an effective date.

—was referred to the Committees on Domestic Security; Governmental Oversight and Productivity; and Rules and Calendar.

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**SB 290**—Not used.

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By the Committee on Agriculture—

**SB 292**—A bill to be entitled An act relating to citrus canker eradication; repealing s. 4 of ch. 2002-11, Laws of Florida; abrogating the repeal of s. 581.184(1)(b), F.S., which defines the term "exposed to infection" for purposes for eradicating citrus canker disease; providing an effective date.

—was referred to the Committee on Agriculture.

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**SB 294**—Not used.

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**SR 296**—Not referenced.

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By Senator Lynn—

**SB 298**—A bill to be entitled An act relating to notaries public; amending s. 117.05, F.S.; authorizing notaries to charge per-person fees; prohibiting notaries from charging specified persons for acts relating to application for a benefit resulting from public service; creating s. 117.055, F.S.; requiring notaries to maintain journals of notarial acts;

prescribing information to be recorded in such journals; providing penalties for failure to comply with such requirement; providing that failure to comply with such requirement does not invalidate a notarial act; providing an effective date.

—was referred to the Committees on Judiciary; and Governmental Oversight and Productivity.

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By the Committee on Government Efficiency Appropriations—

**SB 300**—A bill to be entitled An act relating to taxation; repealing s. 11, ch. 2000-312, Laws of Florida; abrogating the expiration of provisions in ss. 197.182(1), (3), 120.80(14)(b), 213.21(2), (3), 199.185(1)(n), 125.0104(6), (10), 212.0305(5)(c), 213.053(7)(j), 212.055(2)(c), (5), (7), F.S., relating to the Department of Revenue passing upon and ordering refunds of property taxes, taxpayer contest proceedings against the department, procedures by which the department may resolve disputes relating to assessment of taxes, interest, and penalties, exemption from the tax on intangible personal property for leasehold estates in governmental property, auditing of records relating to local administration of the Tourist Development Tax, auditing of records relating to local administration of the Convention Development Tax, disclosure of confidential information by the department, levying the County Public Hospital Surtax, distribution of the Local Government Infrastructure Surtax, and the Voter-Approved Indigent Care Surtax, which expiration was scheduled to take effect October 1, 2005; providing an effective date.

—was referred to the Committees on Government Efficiency Appropriations; and Governmental Oversight and Productivity.

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By Senator Atwater—

**SB 302**—A bill to be entitled An act relating to the Florida Retirement System; creating s. 121.11225, F.S.; providing for the purchase of retirement credit for nonqualified service; authorizing the purchase of such credit; providing limitations and conditions; providing for costs; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; General Government Appropriations; and Ways and Means.

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By Senator Sebesta—

**SB 304**—A bill to be entitled An act relating to banking regulation; amending s. 494.0011, F.S.; authorizing the Financial Services Commission to require electronic submission of forms, documents, or fees; providing for accommodating a technological or financial hardship; authorizing the commission to adopt rules relating to obtaining such an accommodation; amending s. 494.0016, F.S.; authorizing the commission to prescribe requirements for destroying books, accounts, records, and documents; authorizing the commission to recognize alternative statutes of limitation for such destruction; providing for procedures; amending s. 494.0029, F.S.; specifying criteria for receipt of certain applications; specifying that certain permits are not transferable or assignable; amending s. 494.00295, F.S.; revising provisions to specify continuing education for certain professions; amending s. 494.003, F.S.; clarifying application of an exemption from application of specified mortgage broker licensure requirements to certain entities; amending s. 494.0031, F.S.; requiring licensure of mortgage brokerage businesses; specifying criteria for receipt of applications; authorizing the commission or the Office of Financial Regulation to require specified information from certain applicants; revising certain fingerprinting requirements; authorizing the commission to prescribe fees and procedures for processing fingerprints; authorizing the office to contract for fingerprinting services; specifying that certain licenses are not transferable or assignable; amending s. 494.0033, F.S.; clarifying requirements for mortgage broker licensure; authorizing the commission to waive certain examination requirements under specified circumstances; authorizing the commission to prescribe additional testing fees; revising fingerprinting requirements; authorizing the commission to prescribe fees and procedures for processing fingerprints; authorizing the office to contract for certain fingerprinting services; specifying criteria for receipt of applications;

deleting provisions relating to cancellation and reinstatement of licenses; amending s. 494.0034, F.S.; clarifying the commission's authorization to prescribe license renewal forms; amending s. 494.0036, F.S.; clarifying provisions relating to issuance of licenses to mortgage brokerage business branch offices; specifying criteria for receipt of certain applications; amending s. 494.0041, F.S.; specifying an additional ground for disciplinary action; amending s. 494.006, F.S.; clarifying the application of an exemption from mortgage lender licensure requirements to certain entities; amending s. 494.0061, F.S.; requiring licensure of mortgage lenders; specifying criteria for receipt of applications; revising fingerprinting requirements; authorizing the commission to prescribe fees and procedures for processing fingerprints; authorizing the office to contract for certain fingerprinting services; deleting certain provisions relating to cancellation and reinstatement of licenses; authorizing the commission to waive specified examination requirements under certain circumstances; authorizing the commission to prescribe additional testing fees; amending s. 494.0062, F.S.; requiring licensure of correspondent mortgage lenders; specifying criteria for receipt of applications; authorizing the office to require applicants to provide certain information; revising fingerprinting requirements; authorizing the commission to prescribe fees and procedures for processing fingerprints; authorizing the office to contract for certain fingerprinting services; deleting certain provisions relating to cancellation and reinstatement of licenses; authorizing the commission to waive specified examination requirements under certain circumstances; authorizing the commission to prescribe additional testing fees; requiring notice of a change in principal representatives; providing educational requirements for principal representatives; amending s. 494.0064, F.S.; clarifying a reference to professional continuing education for certain licensees; amending s. 494.0065, F.S.; specifying criteria for receipt of applications; specifying education and testing requirements for certain principal representatives and for certain applications or transfer applications; authorizing the commission to waive specified examination requirements under certain circumstances; authorizing the commission to prescribe additional testing fees; increasing a license transfer fee; revising fingerprinting requirements; authorizing the commission to prescribe fees and procedures for processing fingerprints; authorizing the office to contract for certain fingerprinting services; requiring mortgage lenders to designate a principal representative; providing criteria and requirements; requiring notice of a change in principal representatives; amending s. 494.0066, F.S.; clarifying licensure requirements for branch offices; amending s. 494.0067, F.S.; clarifying reference to professional continuing education requirements; amending s. 494.0072, F.S.; providing an additional ground for disciplinary action; amending s. 494.00721, F.S.; correcting cross-references; amending s. 516.03, F.S.; specifying criteria for receipt of certain applications; providing that specified fees are non-refundable; authorizing the commission to require electronic submission of forms, documents, or fees; providing for accommodating a technological or financial hardship; authorizing the commission to make rules relating to obtaining such an accommodation; amending s. 516.05, F.S.; deleting provisions relating to fees for licenses that have been denied; amending s. 516.07, F.S.; providing an additional ground for disciplinary action; amending s. 516.12, F.S.; authorizing the commission to prescribe minimum information that must be shown in a licensee's books, accounts, records, and documents; authorizing the commission to prescribe requirements for destroying books, accounts, records, and documents; authorizing the commission to recognize alternative statutes of limitation for such destruction; providing for procedures; amending s. 517.061, F.S.; revising provisions related to exempt transactions; amending ss. 517.051, 517.081, F.S.; revising standards for accounting principles to be used in preparing certain financial statements; amending s. 517.12, F.S.; revising provisions for taking and submitting fingerprints of dealers, associated persons, and similarly situated persons; revising provisions relating to expiration and renewal of registration of such persons; providing an exemption from registration requirements for a Canadian dealer and an associated person who represents a Canadian dealer, under certain conditions; providing for notice filing by a Canadian dealer under certain conditions; authorizing the Office of Financial Regulation of the Financial Services Commission to issue a permit to evidence the effectiveness of a notice filing for a Canadian dealer; providing for the renewal of a notice filing by a Canadian dealer; providing for reinstatement of a notice filing; providing obligations for a Canadian dealer who has given notice of filing; providing obligations for an associated person representing a Canadian dealer who has given notice of filing; providing for the termination of a notice of filing; providing for the collection of fees; amending s. 517.131, F.S.; revising conditions under which recovery can be made from the Securities Guaranty Fund; amending s. 517.141, F.S.; prescribing circumstances under which



a claimant must reimburse the fund; providing for rulemaking; amending s. 517.161, F.S.; providing an additional ground for revocation, restriction, or suspension of a registration; amending ss. 520.03, 520.32, 520.52, and 520.63, F.S.; specifying criteria for receipt of certain applications; providing that certain fees are nonrefundable; amending s. 520.994, F.S.; authorizing the commission to require electronic submission of forms, documents, or fees; providing for accommodating a technological or financial hardship; providing for rulemaking; amending s. 520.995, F.S.; providing an additional ground for disciplinary action; amending ss. 520.997 and 537.009, F.S.; authorizing the commission to prescribe certain minimum information that must be shown in a licensee's books, accounts, records, and documents; authorizing the commission to prescribe requirements for destroying books, accounts, records, and documents; authorizing the commission to recognize alternative statutes of limitation for such destruction; providing for procedures; amending ss. 560.105 and 560.118, F.S.; authorizing the commission to require electronic submission of forms, documents, or fees; providing for accommodating a technological or financial hardship; amending s. 560.114, F.S.; providing an additional ground for disciplinary action; amending s. 560.121, F.S.; authorizing the commission to prescribe certain minimum information that must be shown in a licensee's books, accounts, records, and documents; authorizing the commission to prescribe requirements for destroying books, accounts, records, and documents; authorizing the commission to recognize alternative statutes of limitation for such destruction; providing for procedures; decreasing the required time period for the office to retain certain reports, records, applications, and related information; amending s. 560.126, F.S.; requiring notice of changes in information contained in a registration application; amending s. 560.205, F.S.; revising fingerprinting requirements; authorizing the commission to prescribe fees and procedures for processing fingerprints; authorizing the office to contract for certain fingerprinting services; authorizing the commission to establish procedures for depositing fees and filing documents electronically; deleting a requirement that an applicant provide a list of certain vendors; requiring the reporting of certain changes of registration by written amendment; amending s. 560.207, F.S.; authorizing the commission to establish procedures for depositing fees and filing documents electronically; revising procedures for renewing a registration; providing that specified fees are nonrefundable; providing conditions to the reinstatement of a registration; amending s. 560.210, F.S.; revising permissible investment requirements for certain registrants; amending ss. 560.211 and 560.310, F.S.; requiring notice to the office of the location of certain amended records; amending ss. 560.305 and 560.308, F.S.; revising procedures for renewing a registration; providing that specified fees are nonrefundable; providing conditions to the reinstatement of a registration; authorizing the commission to establish procedures for depositing fees and filing documents electronically; amending s. 560.306, F.S.; revising certain fingerprinting requirements; authorizing the commission to prescribe fees and procedures for processing fingerprints; authorizing the office to contract for certain fingerprinting services; requiring the reporting of certain changes of registration by written amendment; specifying in general that accounting principles are those generally accepted in the United States; specifying commission authority by rules; amending s. 560.403, F.S.; revising requirements for giving notice of intent in connection with the renewal of registration; providing that specified fees are nonrefundable; providing conditions to the reinstatement of a notice of intent; creating s. 626.565, F.S.; requiring an agent of the Department of Insurance to dispose of records containing personal financial or health information concerning certain persons after the retention requirement has been met; requiring such disposition to protect the confidentiality of personal financial or health information; authorizing the department to adopt rules for the disposition of personal financial or health information; providing an effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Productivity; Criminal Justice; and General Government Appropriations.

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**SB 306**—Withdrawn prior to introduction.

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By Senator Fasano—

**SB 308**—A bill to be entitled An act relating to law enforcement officers; amending s. 112.532, F.S.; requiring that all identifiable witnesses be interviewed, whenever possible, before beginning the investi-

gative interview of the accused law enforcement officer; requiring that the complaint and all witness statements be given to the law enforcement officer before beginning an investigative interview; providing an effective date.

—was referred to the Committees on Criminal Justice; and Governmental Oversight and Productivity.

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By Senator Fasano—

**SB 310**—A bill to be entitled An act relating to bingo games; amending s. 849.0931, F.S.; authorizing the use of electronics or other technology in lieu of vocal verification for bingo games; providing an effective date.

—was referred to the Committee on Regulated Industries.

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By Senator Fasano—

**SB 312**—A bill to be entitled An act relating to state liens on the proceeds of sale of certain literary accounts and the profits of sale of certain memorabilia; amending s. 944.512, F.S.; defining terms concerning the sale of literary accounts and memorabilia by and on behalf of a convicted felon; providing for a lien in favor of the state on the proceeds or profits of the sale of literary accounts, materials, and memorabilia payable to or accruing to a convicted felon, a representative of the convicted felon, or a profiteer of the felony; providing for the distribution of the proceeds or profits of the sale of literary accounts or memorabilia; amending s. 960.291, F.S.; revising definitions with respect to civil restitution liens to conform to changes made by the act; providing an effective date.

—was referred to the Committees on Judiciary; and Criminal Justice.

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By Senators Fasano and Haridopolos—

**SB 314**—A bill to be entitled An act relating to criminal offenses; providing a short title; creating s. 775.0847, F.S.; providing for the reclassification of felonies committed against the elderly or disabled; amending s. 784.08, F.S.; providing for the reclassification of misdemeanors committed against persons 65 years of age or older; amending s. 812.0145, F.S.; providing for a mandatory term of imprisonment for certain thefts against persons 65 years of age or older; amending s. 825.103, F.S.; providing for a mandatory term of imprisonment for certain acts of exploitation against an elderly person or disabled adult; amending ss. 775.0877 and 921.0022, F.S., relating to orders for HIV testing for certain offenses and the sentencing guidelines; revising an offense description and conforming cross-references to changes made by the act; providing an effective date.

—was referred to the Committees on Criminal Justice; and Justice Appropriations.

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By Senator Fasano—

**SB 316**—A bill to be entitled An act relating to the Criminal Punishment Code; amending s. 921.0022, F.S.; including offenses involving the possession of photographic material containing sexual conduct by a minor, the transmission of pornography by electronic device, and the transmission to a minor of material harmful to minors by electronic device within the offense severity ranking chart of the Criminal Punishment Code; reclassifying within the offense severity ranking chart the offense of soliciting a child by a computer service to commit an unlawful sexual act, which is a felony of the third degree, to increase the penalty imposed for that offense; providing an effective date.

—was referred to the Committees on Criminal Justice; and Justice Appropriations.

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By Senators Margolis and Fasano—

**SB 318**—A bill to be entitled An act relating to cystic fibrosis treatment; creating ss. 627.64194 and 627.6614, F.S.; requiring an individual health insurance policy or a group health insurance policy to cover services needed to treat cystic fibrosis as authorized by a physician; amending s. 641.31, F.S.; requiring a contract by a health maintenance organization to cover services needed to treat cystic fibrosis as authorized by a physician; amending s. 627.6515, F.S., relating to out-of-state groups; conforming a cross-reference to changes made by the act; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Care; and General Government Appropriations.

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**SB 320**—Withdrawn prior to introduction.

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By Senator Campbell—

**SB 322**—A bill to be entitled An act relating to reporting on outsourcing contracts; creating s. 287.0815, F.S.; defining the term “outsourcing contract”; requiring the Department of Management Services to produce a monthly report on agency outsourcing contracts and subcontracts; requiring that certain information be included in the reports; requiring the department to make the reports available to the public on the departmental website; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and General Government Appropriations.

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**SB 324**—Not used.

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By Senator Fasano—

**SB 326**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.0515, F.S.; providing membership in the Special Risk Class for persons employed as nurses in county correctional facilities; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Productivity; and Ways and Means.

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By Senators Fasano, Bennett, Lynn and Crist—

**SB 328**—A bill to be entitled An act relating to automated external defibrillators in law enforcement vehicles; providing legislative findings and intent; providing definitions; requiring the Department of Law Enforcement to administer a grant program to fund the placement of automated external defibrillators in law enforcement vehicles; requiring a law enforcement agency to provide matching funds when making a grant request; requiring the department to adopt rules; providing an appropriation; providing for unused funds to be carried over for a specified period; providing an effective date.

—was referred to the Committees on Criminal Justice; Community Affairs; and Justice Appropriations.

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By Senator Dockery—

**SB 330**—A bill to be entitled An act relating to pollution control; amending s. 376.121, F.S., relating to liability for damage to natural resources; conforming provisions to the transfer of the Game and Fresh Water Fish Commission to the Fish and Wildlife Conservation Commission; amending s. 376.30713, F.S.; eliminating obsolete provisions that require the Department of Environmental Protection to report on preapproved advanced cleanup projects; providing an effective date.

—was referred to the Committees on Environmental Preservation; Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Dockery—

**SB 332**—A bill to be entitled An act relating to water management districts; amending s. 373.199, F.S.; eliminating an obsolete requirement for a report by the districts; providing an effective date.

—was referred to the Committees on Environmental Preservation; Governmental Oversight and Productivity; and Rules and Calendar.

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By Senators Saunders, Lynn, Fasano and Dockery—

**SB 334**—A bill to be entitled An act relating to public housing; amending s. 421.02, F.S.; clarifying a legislative finding with respect to the inability of private enterprise to revitalize blighted areas; public housing; amending s. 421.08, F.S.; authorizing a housing authority to create a for-profit or not-for-profit corporation, limited liability company, or similar entity to develop and operate residential homes or nonresidential projects; providing qualifications for a family to live in such a residential home; authorizing a corporation, limited liability company, or similar entity created by a housing authority to join with other entities to develop and operate residential or nonresidential projects; ratifying certain prior actions of a housing authority; authorizing the governing board of a housing authority to implement its own policy regarding per diem and travel expenses of its officials, officers, employees, and board members; amending s. 421.09, F.S.; providing that the certain limitations regarding the operation and management of a housing project do not restrict the activities of a for-profit or not-for-profit business entity created by the housing authority under s. 421.08, F.S.; amending s. 421.23, F.S.; authorizing a housing authority to use certain pledged funds to pay liabilities arising from the operation of its housing projects; repealing s. 421.54, F.S., relating to certain limitations on constructing housing projects in Orange and Seminole Counties; providing an effective date.

—was referred to the Committees on Community Affairs; Commerce and Consumer Services; and Governmental Oversight and Productivity.

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By Senator Wilson—

**SB 336**—A bill to be entitled An act relating to family day care homes; creating s. 402.31302, F.S.; providing that a deed restriction, covenant, or similar binding agreement running with the land may not prohibit the use of a residential dwelling as a family day care home; providing an exception and a burden of proof; specifying certain accommodations and real property that are exempt from the act; providing legislative intent; providing an effective date.

—was referred to the Committees on Children and Families; Community Affairs; and Judiciary.

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By Senator Dockery—

**SB 338**—A bill to be entitled An act relating to the Department of Environmental Protection; amending s. 403.8163, F.S.; removing an obsolete reference to the Division of Beaches and Shores of the Department of Environmental Protection; providing an effective date.

—was referred to the Committees on Environmental Preservation; Governmental Oversight and Productivity; and Rules and Calendar.

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By Senator Dockery—

**SB 340**—A bill to be entitled An act relating to state lands; amending s. 253.71, F.S.; eliminating obsolete provisions relating to surcharges for the use of submerged lands; providing an effective date.

—was referred to the Committees on Environmental Preservation; Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Argenziano—

**SB 342**—A bill to be entitled An act relating to jai alai; amending s. 550.002, F.S.; redefining the term “full schedule of live racing or games” for purposes of ch. 550, F.S., to include a jai alai permitholder who conducted a certain number of live performances in a specified time period; amending s. 550.09511, F.S.; providing the amount of license fees and taxes for a jai alai permitholder that conducts fewer than a certain number of live performances in any calendar year; providing an effective date.

—was referred to the Committees on Regulated Industries; Government Efficiency Appropriations; and Rules and Calendar.

By Senator Campbell—

**SB 344**—A bill to be entitled An act relating to health insurance coverage for infertility; creating ss. 627.64062 and 627.65742, F.S., and amending s. 641.31, F.S.; requiring coverage by health insurance policies, group, franchise, and blanket health insurance policies, and health maintenance contracts for diagnosis and treatment of infertility under certain circumstances; providing requirements and criteria; providing limitations; providing definitions; providing an exception for certain religious organizations; providing application; excluding payments for donor eggs or certain medical services; amending ss. 627.651, 627.6515, and 627.6699, F.S.; providing for application to group contracts and plans of self insurance, out-of-state groups, and standard, basic, and limited health benefit plans; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Care; Ways and Means; and Rules and Calendar.

By Senator Crist—

**SB 346**—A bill to be entitled An act relating to imposition of a death sentence; creating s. 921.1415, F.S.; providing that only criminals who were 18 years of age or older at the time the crime was committed may be sentenced to death; amending s. 775.082, F.S., to conform; providing applicability; providing an effective date.

—was referred to the Committees on Criminal Justice; and Judiciary.

By Senators Lynn and Rich—

**SB 348**—A bill to be entitled An act relating to family court efficiency; creating s. 25.375, F.S.; authorizing the Supreme Court to create a system to identify cases relating to individuals and families within the court system; amending s. 39.013, F.S.; providing for modifying a court order in a subsequent civil proceeding; amending s. 39.0132, F.S.; providing for limited admissibility of evidence in subsequent civil proceedings; amending s. 39.521, F.S.; conforming provisions to s. 39.0132, F.S., regarding modification of a court order in a subsequent civil action or proceeding; amending s. 39.814, F.S.; providing for limited admissibility of evidence in subsequent civil proceedings; amending s. 61.13, F.S.; providing for the court to determine matters relating to child support in any proceeding under ch. 61, F.S.; eliminating provisions authorizing the court to award grandparents visitation rights; eliminating provisions giving grandparents equal standing as parents for evaluating custody arrangements; amending s. 61.21, F.S.; requiring the Department of Children and Family Services to approve parenting courses; establishing requirements relating to the provision of approved parenting courses; specifying timeframes for completing the course; amending s. 741.30, F.S.; providing for an order of temporary custody, visitation, or support to remain in effect until the court enters an order in a subsequent action; amending ss. 61.1827 and 409.2579, F.S., relating to information about applicants and recipients of child-support services; conforming cross-references; providing for severability; providing an effective date.

—was referred to the Committees on Judiciary; Children and Families; and Health and Human Services Appropriations.

By Senator Lynn—

**SB 350**—A bill to be entitled An act relating to accessories to a crime; providing a short title; amending s. 777.03, F.S.; removing provisions that exempt certain members of an offender’s family from being charged with the offense of acting as an accessory after the fact; providing an effective date.

—was referred to the Committees on Criminal Justice; and Judiciary.

By Senator Lynn—

**SB 352**—A bill to be entitled An act relating to religious-exempt child care programs; providing a short title; amending s. 402.316, F.S.; providing for a child care program affiliated with a religious congregation or parochial school to be exempt from regulation by the Department of Children and Family Services as a religious-exempt child care program; requiring religious-exempt child care programs to display a certificate of compliance issued by an accrediting agency recognized by the department; providing requirements for accrediting agencies recognized by the department; requiring a recognized accrediting agency to conduct an initial onsite review; providing timeframes within which child care programs must meet the requirements for training and credentials; requiring recognized accrediting agencies for religious exemption to submit standards to the department; requiring the department to create and maintain a list of recognized accrediting agencies; providing that the act does not authorize the department to regulate certain specified elements of a religious-exempt child care program; requiring that the department notify recognized accrediting agencies of any revision in standards; requiring that a recognized accrediting agency submit an annual report; providing timeframes within which an exempt child care program must notify an accrediting agency of its transfer and termination of accreditation; prohibiting a recognized accrediting agency for religious exemption from owning, operating, or administering certain programs; requiring the department to facilitate an annual meeting; providing an effective date.

—was referred to the Committees on Children and Families; Commerce and Consumer Services; and Health and Human Services Appropriations.

By Senator Lynn—

**SB 354**—A bill to be entitled An act relating to family child care homes; amending ss. 125.0109 and 166.0445, F.S.; redesignating family day care homes as family child care homes; deleting provisions relating to the regulation of registered family child care homes under local zoning regulations; conforming provisions to the licensure statute; amending s. 402.27, F.S.; requiring licensed family child care homes and large family child care homes to provide specified information to resource and referral agencies; amending s. 402.302, F.S.; defining the term “family child care home”; amending s. 402.3051, F.S.; deleting references to registered family child care homes; conforming provisions to the licensure statute; amending s. 402.306, F.S.; requiring the department and local licensing agencies to provide information on large family child care homes; deleting reference to registered family care homes; conforming provisions to the licensure statute; amending s. 402.312, F.S.; deleting provisions relating to the registration of family child care homes; amending s. 402.313, F.S.; requiring all family child care homes to be licensed; deleting provisions relating to registration of family child care homes; deleting provisions relating to voluntary licensing of family child care homes; requiring registered family child care homes to obtain a license by a specified date; requiring the Department of Children and Family Services to adopt rules for minimum licensing standards; amending ss. 409.1671 and 627.70161, F.S.; deleting provisions relating to registered family child care homes; conforming provisions to the licensure statute; reenacting s. 400.953(3), F.S., relating to proof of compliance with background screening requirements, to incorporate the amendment to s. 402.313, F.S., in a reference thereto; providing that the act will not take effect unless a specified number of positions are funded for licensing family child care homes; providing an effective date.

—was referred to the Committees on Children and Families; Community Affairs; and Health and Human Services Appropriations.

By Senator Lynn—

**SB 356**—A bill to be entitled An act relating to substance abuse treatment; amending s. 397.311, F.S.; including intensive inpatient treatment within the service components provided by a licensed service provider; defining the term “medical monitoring”; amending s. 212.055, F.S., relating to the county public hospital surtax; conforming a cross-reference; reenacting ss. 397.405(8) and 397.407(1), F.S., relating to treatment providers, to incorporate the amendment to s. 397.311, F.S., in references thereto; amending ss. 397.416 and 440.102, F.S., relating to treatment services and the drug-free workplace program; conforming cross-references; providing an effective date.

—was referred to the Committees on Children and Families; Health Care; and Health and Human Services Appropriations.

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**SB 358**—Withdrawn prior to introduction.

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By Senator Bennett—

**SB 360**—A bill to be entitled An act relating to growth management; expressing the legislative intent to revise laws relating to growth management; providing an effective date.

—was referred to the Committees on Community Affairs; Transportation and Economic Development Appropriations; and Ways and Means.

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By Senators Haridopolos and Fasano—

**SJR 362**—A joint resolution proposing amendments to Section 1 of Article VII and Section 21 of Article XII of the State Constitution, relating to a limitation on state appropriations.

—was referred to the Committees on Government Efficiency Appropriations; Ways and Means; and Rules and Calendar.

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By Senators Haridopolos and Fasano—

**SJR 364**—A joint resolution proposing an amendment to Section 1 of Article VII of the State Constitution, relating to a limitation on legislative power to impose or increase, or to repeal an exemption from, taxes, fees, penalties, or fines.

—was referred to the Committees on Government Efficiency Appropriations; Ways and Means; and Rules and Calendar.

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By Senators Peaden, Wise and Fasano—

**SB 366**—A bill to be entitled An act relating to health care practitioners; amending s. 456.072, F.S.; providing that failure of a health care practitioner to comply with the terms of a monitoring or treatment program for impaired practitioners is an additional ground under which the practitioner is subject to discipline by the Department of Health or the board having jurisdiction over the practitioner; reenacting ss. 457.109(2), 458.331(2), 459.015(2), 460.413(2), 461.013(2), 462.14(2), 463.016(2), 464.018(2), 465.016(2), 466.028(2), 467.203(2), 468.1295(2), 468.1755(1)(a) and (2), 468.217(2), 468.365(2), 468.518(2), 468.719(2), 468.811(2), 478.52(2), 480.046(2), 483.825(2), 483.901(6)(h), 484.014(2), 484.056(1)(a) and (2)(a), 486.125(2), 490.009(2), and 491.009(2), F.S., relating to health care practice acts and similar regulatory provisions, to incorporate the amendment to s. 456.072, F.S., in references thereto; providing an effective date.

—was referred to the Committee on Health Care.

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By Senators Posey and Fasano—

**SB 368**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; repealing s. 212.031(9), F.S.; repealing the ex-

emption from the tax on rental or license fees for the use of real property which applies to charges for the rental, lease, sublease, or license for the use of a skybox, luxury box, or other box seats during a high school or college football game; providing that the repeal is inapplicable to contracts entered into before a specified date; providing that the exempt status of charges imposed under any such contract ends after a specified date; providing an effective date.

—was referred to the Committees on Government Efficiency Appropriations; and Ways and Means.

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By Senator Campbell—

**SB 370**—A bill to be entitled An act relating to judgment liens; amending s. 55.141, F.S.; revising provisions relating to satisfaction of judgments and decrees; eliminating the authority of judges to act under these provisions when there is no clerk of court; revising requirements of the clerk when accepting payment for satisfaction of a judgment and executing and recording a satisfaction of judgment; providing a sample form to be used by a clerk when recording a satisfaction of judgment; revising provisions relating to notification of satisfaction of judgment to a judgment holder; amending s. 55.202, F.S.; revising procedures for acquiring a judgment lien; authorizing the court to file a judgment lien certificate before a judgment becomes final under certain circumstances; providing that an improperly filed certificate is of no effect; amending s. 55.204, F.S.; revising provisions relating to the continuation of judgment liens; revising provisions requiring the Department of State to maintain certain files and information; amending s. 55.205, F.S.; deleting a provision authorizing certain creditors to bring certain actions against the property of a debtor; amending ss. 55.602, 55.603, 55.604, 55.605, and 55.606, F.S.; revising provisions relating to foreign judgments to apply only to out-of-country foreign judgments; amending s. 56.21, F.S.; revising requirements for notices of a levy and execution sale; amending s. 56.27, F.S.; clarifying provisions relating to payment of money received under execution; amending s. 56.29, F.S.; revising requirements regarding supplementary proceedings for unsatisfied judgments; amending s. 77.03, F.S.; deleting the provision that a garnishing creditor must believe that execution would be unavailing; amending s. 77.041, F.S.; increasing the time period during which a garnishing creditor may object to the debtor's claim of exemption and request a hearing; amending s. 222.01, F.S.; revising provisions relating to the designation of homestead property by the owner prior to levy to include foreign judgments; amending s. 319.27, F.S.; correcting a cross-reference; amending s. 679.1021, F.S.; redefining the term “lien creditor”; amending s. 701.02, F.S.; providing that chapters 670-680 of the Uniform Commercial Code govern the attachment and perfection of a security interest in a mortgage upon real property and in a promissory note or other right to payment or performance secured by that mortgage; providing that the assignment of such a mortgage need not be recorded under s. 701.02, F.S., in order for a security interest in the mortgage to attach or be perfected under the Uniform Commercial Code; providing effective dates.

—was referred to the Committees on Judiciary; and Justice Appropriations.

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By Senator Crist—

**SB 372**—A bill to be entitled An act relating to justice systems; expressing the legislative intent to revise laws relating to justice systems; providing an effective date.

—was referred to the Committees on Justice Appropriations; and Ways and Means.

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By Senator Crist—

**SB 374**—A bill to be entitled An act relating to juvenile justice; expressing the legislative intent to revise laws relating to juvenile justice; providing an effective date.

—was referred to the Committees on Justice Appropriations; and Ways and Means.

By Senator Alexander—

**SB 376**—A bill to be entitled An act relating to education; expressing the legislative intent to revise laws relating to education; providing an effective date.

—was referred to the Committees on Education Appropriations; and Ways and Means.

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By Senator Alexander—

**SB 378**—A bill to be entitled An act relating to higher education; expressing the legislative intent to revise laws relating to higher education; providing an effective date.

—was referred to the Committees on Education Appropriations; and Ways and Means.

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By Senator Alexander—

**SB 380**—A bill to be entitled An act relating to class size; expressing the legislative intent to revise laws relating to class size; providing an effective date.

—was referred to the Committees on Education Appropriations; and Ways and Means.

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By Senator Alexander—

**SB 382**—A bill to be entitled An act relating to public school funding; expressing the legislative intent to revise laws relating to public school funding; providing an effective date.

—was referred to the Committees on Education Appropriations; and Ways and Means.

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By Senator Alexander—

**SB 384**—A bill to be entitled An act relating to school readiness; expressing the legislative intent to revise laws relating to school readiness; providing an effective date.

—was referred to the Committees on Education Appropriations; and Ways and Means.

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By Senator Alexander—

**SB 386**—A bill to be entitled An act relating to K-20 performance; expressing the legislative intent to revise laws relating to K-20 performance; providing an effective date.

—was referred to the Committees on Education Appropriations; and Ways and Means.

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By Senator Alexander—

**SB 388**—A bill to be entitled An act relating to student financial aid; expressing the legislative intent to revise laws relating to student financial aid; providing an effective date.

—was referred to the Committees on Education Appropriations; and Ways and Means.

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By Senator Clary—

**SB 390**—A bill to be entitled An act relating to agriculture and consumer services; expressing the legislative intent to revise laws relating to agriculture and consumer services; providing an effective date.

—was referred to the Committees on General Government Appropriations; and Ways and Means.

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By Senator Clary—

**SB 392**—A bill to be entitled An act relating to environmental protection; expressing the legislative intent to revise laws relating to environmental protection; providing an effective date.

—was referred to the Committees on General Government Appropriations; and Ways and Means.

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By Senator Clary—

**SB 394**—A bill to be entitled An act relating to regulatory programs; expressing the legislative intent to revise laws relating to regulatory programs; providing an effective date.

—was referred to the Committees on General Government Appropriations; and Ways and Means.

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By Senator Clary—

**SB 396**—A bill to be entitled An act relating to state revenues; expressing the legislative intent to revise laws relating to state revenues; providing an effective date.

—was referred to the Committees on General Government Appropriations; Government Efficiency Appropriations; and Ways and Means.

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By Senator Clary—

**SB 398**—A bill to be entitled An act relating to governmental operations; expressing the legislative intent to revise laws relating to governmental operations; providing an effective date.

—was referred to the Committees on General Government Appropriations; and Ways and Means.

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By Senator Clary—

**SB 400**—A bill to be entitled An act relating to governmental operations; expressing the legislative intent to revise laws relating to governmental operations; providing an effective date.

—was referred to the Committees on General Government Appropriations; and Ways and Means.

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By Senator Clary—

**SB 402**—A bill to be entitled An act relating to citrus; expressing the legislative intent to revise laws relating to citrus; providing an effective date.

—was referred to the Committees on General Government Appropriations; and Ways and Means.

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By Senator Saunders—

**SB 404**—A bill to be entitled An act relating to health care; expressing the legislative intent to revise laws relating to health care; providing an effective date.

—was referred to the Committees on Health and Human Services Appropriations; and Ways and Means.

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By Senator Saunders—

**SB 406**—A bill to be entitled An act relating to Medicaid reform; expressing the legislative intent to revise laws relating to Medicaid reform; providing an effective date.

—was referred to the Committees on Health and Human Services Appropriations; and Ways and Means.

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By Senator Saunders—

**SB 408**—A bill to be entitled An act relating to the Department of Children and Family Services; expressing the legislative intent to revise laws relating to the Department of Children and Family Services; providing an effective date.

—was referred to the Committees on Health and Human Services Appropriations; and Ways and Means.

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By Senator Saunders—

**SB 410**—A bill to be entitled An act relating to the Department of Health; expressing the legislative intent to revise laws relating to the Department of Health; providing an effective date.

—was referred to the Committees on Health and Human Services Appropriations; and Ways and Means.

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By Senator Saunders—

**SB 412**—A bill to be entitled An act relating to the Department of Elderly Affairs; expressing the legislative intent to revise laws relating to the Department of Elderly Affairs; providing an effective date.

—was referred to the Committees on Health and Human Services Appropriations; and Ways and Means.

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By Senator Saunders—

**SB 414**—A bill to be entitled An act relating to the Agency for Persons with Disabilities; expressing the legislative intent to revise laws relating to the Agency for Persons with Disabilities; providing an effective date.

—was referred to the Committees on Health and Human Services Appropriations; and Ways and Means.

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By Senator Fasano—

**SB 416**—A bill to be entitled An act relating to economic development; expressing the legislative intent to revise laws relating to economic development; providing an effective date.

—was referred to the Committees on Transportation and Economic Development Appropriations; and Ways and Means.

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By Senator Fasano—

**SB 418**—A bill to be entitled An act relating to governmental organization; expressing the legislative intent to revise laws relating to governmental organization; providing an effective date.

—was referred to the Committees on Transportation and Economic Development Appropriations; and Ways and Means.

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By Senator Fasano—

**SB 420**—A bill to be entitled An act relating to governmental operations; expressing the legislative intent to revise laws relating to governmental operations; providing an effective date.

—was referred to the Committees on Transportation and Economic Development Appropriations; and Ways and Means.

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By Senator Carlton—

**SB 422**—A bill to be entitled An act relating to state financial matters; expressing the legislative intent to revise laws relating to state financial matters; providing an effective date.

—was referred to the Committee on Ways and Means.

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By Senator Carlton—

**SB 424**—A bill to be entitled An act relating to employee benefits; expressing the legislative intent to revise laws relating to employee benefits; providing an effective date.

—was referred to the Committee on Ways and Means.

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By Senator Carlton—

**SB 426**—A bill to be entitled An act relating to governmental operations; expressing the legislative intent to revise laws relating to governmental operations; providing an effective date.

—was referred to the Committee on Ways and Means.

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By Senator Rich—

**SB 428**—A bill to be entitled An act relating to developmental disabilities; amending s. 409.912, F.S.; requiring the Agency for Health Care Administration to develop a model waiver program to serve children with specified disorders; requiring the agency to seek federal waiver approval and implement the approved waiver subject to availability of funds and certain limitations; authorizing rules; providing an effective date.

—was referred to the Committees on Children and Families; Health Care; and Health and Human Services Appropriations.

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By Senators King and Fasano—

**SB 430**—A bill to be entitled An act relating to nursing; providing a short title; requiring the Agency for Workforce Innovation to establish a pilot program for the delivery of certified geriatric specialty nursing education; specifying eligibility requirements for a certified nursing assistant to obtain certification as a geriatric specialist; specifying requirements for the education of a certified nursing assistant to prepare for certification as a certified geriatric specialist; creating a Certified Geriatric Specialty Nursing Initiative Steering Committee; providing for the composition of and manner of appointment to the Certified Geriatric Specialty Nursing Initiative Steering Committee; providing responsibilities of the steering committee; providing for reimbursement for per

diem and travel expenses; requiring the Agency for Workforce Innovation to conduct or contract for an evaluation of the pilot program for the delivery of certified geriatric specialty nursing education; requiring the evaluation to include recommendations regarding the expansion of the delivery of certified geriatric specialty nursing education in nursing homes; requiring the Agency for Workforce Innovation to report to the Governor and the Legislature regarding the evaluation of the pilot program; requiring the agency to submit periodic status reports and recommended legislation to the Governor and the Legislature; creating s. 464.0125, F.S.; providing definitions; providing requirements for persons to become certified geriatric specialists; requiring the Board of Nursing to establish core competencies by rule; specifying fees; providing practice standards and grounds for which certified geriatric specialists may be subject to discipline by the Board of Nursing; providing for articulation of geriatric specialty nursing coursework and practical nursing coursework; creating restrictions on the use of professional nursing titles; prohibiting the use of certain professional titles; providing penalties; authorizing approved nursing programs to provide education for the preparation of certified geriatric specialists without further board approval; authorizing certified geriatric specialists to supervise the activities of others in nursing home facilities according to rules by the Board of Nursing; amending s. 381.00315, F.S.; revising requirements for the reactivation of the licenses of specified health care practitioners in the event of a public health emergency to include certified geriatric specialists; amending s. 400.021, F.S.; including services provided by a certified geriatric specialist within the definition of nursing service; amending s. 400.211, F.S.; revising requirements for persons employed as nursing assistants to conform to the certification of certified geriatric specialists; amending s. 400.23, F.S.; specifying that certified geriatric specialists shall be considered licensed nursing staff; authorizing licensed practical nurses to supervise the activities of certified geriatric specialists in nursing home facilities according to rules adopted by the Board of Nursing; amending s. 409.908, F.S.; revising the methodology for reimbursement of Medicaid program providers to include services of certified geriatric specialists; amending s. 458.303, F.S.; revising exceptions to the practice of medicine to include services delegated to a certified geriatric specialist under specified circumstances; amending s. 1009.65, F.S.; revising eligibility for the Medical Education Reimbursement and Loan Repayment Program to include certified geriatric specialists; amending s. 1009.66, F.S.; revising eligibility requirements for the Nursing Student Loan Forgiveness Program to include certified geriatric specialists; providing an appropriation; amending s. 464.201, F.S.; defining terms; amending s. 464.202, F.S.; authorizing the Board of Nursing to adopt rules regarding the practice and supervision of certified nursing assistants; providing an effective date.

—was referred to the Committees on Health Care; Commerce and Consumer Services; Criminal Justice; and Transportation and Economic Development Appropriations.

By Senator Lynn—

**SB 432**—A bill to be entitled An act relating to consumption of alcohol; amending s. 562.111, F.S.; providing that it is a crime for a person under 21 years of age to consume alcohol; providing penalties; providing for the use of certain tests as evidence of a violation; reenacting ss. 322.056(1) and 397.951(2)(i), F.S., for the purpose of incorporating the amendment to s. 562.111, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; and Justice Appropriations.

By Senators Wise, Fasano, Haridopolos and Rich—

**SB 434**—A bill to be entitled An act relating to individuals with disabilities; amending s. 413.08, F.S.; providing definitions; providing that an individual with a disability has full and equal access to and enjoyment of public accommodations and state and local facilities, programs, services, and activities; providing that an individual with a disability may be accompanied by a service animal in places of public accommodation and in state and local facilities; directing that documentation that a service animal is trained may not be a precondition for providing service to an individual accompanied by a service animal; requiring that a service animal be given access to all areas of a government facility or public accommodation that the public or customers are

normally permitted to occupy; prohibiting segregating an individual with a service animal from other customers or the public; prohibiting a public accommodation from imposing a deposit or surcharge on an individual with a disability as a precondition to permitting a service animal to accompany the individual; providing that an individual with a disability may be liable for damage caused by a service animal; providing that the animal's owner is responsible for the care and supervision of a service animal; providing that the public accommodation or government entity is not required to provide care or food or a special location for a service animal; providing that a public accommodation or government entity may exclude or remove any animal from the premises if the animal's behavior poses a direct threat to the health and safety of others; increasing certain penalties for violations of the act; providing that the trainer of a service animal has the same rights and privileges as a person with a disability while training the service animal; amending s. 413.081, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Productivity; and Commerce and Consumer Services.

By Senators Peaden, Argenziano, Clary, Wise, Lawson, Crist, Baker, Bennett, Posey, Villalobos, Garcia, Fasano, Webster, Lynn, Haridopolos, King, Dockery, Diaz de la Portilla, Bullard, Campbell, Jones, Sebesta, Pruitt, Constantine, Smith, Alexander, Saunders, Aronberg and Klein—

**SB 436**—A bill to be entitled An act relating to the protection of persons and property; creating s. 776.013, F.S.; authorizing a person to use force, including deadly force, against an intruder or attacker in a dwelling, residence, or vehicle under specified circumstances; creating a presumption that a reasonable fear of death or bodily injury exists under certain circumstances; creating a presumption that a person acts with the intent to use force or violence under specified circumstances; providing definitions; amending ss. 776.012 and 776.031, F.S.; providing that a person is justified in using deadly force under certain circumstances; declaring that a person is not under a duty to retreat if the person is in a place where he or she has a right to be; creating s. 776.032, F.S.; providing immunity from criminal prosecution or civil action for using deadly force; authorizing a law enforcement agency to investigate the use of deadly force but prohibiting the agency from arresting the person unless the agency determines that probable cause exists showing that the force the person used was unlawful; directing the court to award attorney's fees, court costs, loss of income, and other expenses under specified circumstances; amending s. 776.041, F.S.; revising the circumstances that justify the use of force by an aggressor; providing an effective date.

—was referred to the Committees on Criminal Justice; and Judiciary.

By Senators Lynn and Haridopolos—

**SB 438**—A bill to be entitled An act relating to refusing to submit to a test for alcohol or chemical or controlled substances; amending s. 313.1932, F.S.; requiring that a person whom a law enforcement officer believes is operating a motor vehicle while under the influence of alcohol, chemical substances, or controlled substances be told that if he or she refuses to submit to a test of his or her breath, blood, or urine for alcohol, chemical substances, or controlled substances, the refusal will result in the person being taken into immediate custody by the law enforcement officer; amending s. 316.1939, F.S.; directing a law enforcement officer to take into immediate custody any person who refuses to submit to a lawful test for alcohol, chemical substances, or controlled substances under certain circumstances; amending s. 322.63, F.S.; requiring that a person whom a law enforcement officer believes is operating a commercial motor vehicle while under the influence of alcohol, chemical substances, or controlled substances be told that if he or she refuses to submit to a test of his or her breath, blood, or urine for alcohol, chemical substances, or controlled substances, the refusal will result in the person being taken into immediate custody by the law enforcement officer; directing a law enforcement officer to take into immediate custody any person operating a commercial motor vehicle who refuses to submit to a lawful test for alcohol, chemical substances, or controlled substances under certain circumstances; providing an effective date.

—was referred to the Committees on Criminal Justice; Transportation; and Justice Appropriations.

By Senator Dockery—

**SB 440**—A bill to be entitled An act relating to water resources; amending s. 373.0361, F.S.; revising requirements for regional water supply planning; providing an effective date.

—was referred to the Committees on Environmental Preservation; Governmental Oversight and Productivity; and Rules and Calendar.

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By Senator Bennett—

**SB 442**—A bill to be entitled An act relating to building safety; amending s. 553.37, F.S.; providing for the approval, delivery, and installation of lawn storage buildings and storage sheds; amending s. 553.73, F.S.; specifying certain codes from the International Code Congress and the International Code Council as foundation codes for the updated Florida Building Code; providing requirements for amendments to the foundation codes; providing for the incorporation of certain statements, decisions, and amendments into the Florida Building Code; providing a timeframe for rule updates to the Florida Building Code to become effective; adding a requirement for technical amendments to the Florida Building Code; providing requirements for the Florida Building Commission in reviewing code amendments; providing an exception; amending s. 553.74, F.S.; revising the appointment of members to the Florida Building Commission; amending s. 553.77, F.S.; revising duties of the Florida Building Commission; deleting requirements that the commission hear certain appeals and issue declaratory statements; creating s. 553.775, F.S.; providing legislative intent with respect to the interpretation of the Florida Building Code; providing for the commission to resolve disputes regarding interpretations of the code; requiring the commission to review decisions of local building officials and local enforcement agencies; providing for publication of an interpretation on the Building Code Information System and in the Florida Administrative Weekly; amending s. 553.79, F.S.; exempting truss-placement plans from certain requirements; amending s. 553.791, F.S.; providing conditions for use of private plans review and inspection; conforming cross-references; amending s. 553.80, F.S.; authorizing local governments to impose certain fees for code enforcement; providing requirements and limitations; conforming a cross-reference; requiring the commission to expedite adoption and implementation of the existing state building code as part of the Florida Building Code pursuant to limited procedures; amending s. 120.80, F.S.; authorizing the Florida Building Commission to conduct proceedings to review decisions of local officials; amending s. 553.841, F.S.; revising provisions governing the Building Code Training Program; amending s. 553.842, F.S.; providing for products to be approved for statewide use; deleting an obsolete date; deleting a provision requiring the commission to adopt certain criteria for local program verification and validation by rule; providing for validation of certain products by inspection of the certification mark or listing; adding an evaluation entity to the list of entities specifically approved by the commission; deleting a requirement that the commission establish a schedule for adopting rules relating to product approvals under certain circumstances; amending s. 633.702, F.S.; providing a criminal penalty for installing, servicing, testing, repairing, improving, or inspecting a fire alarm system without being in compliance with s. 489.5185, F.S., relating to training; providing an effective date.

—was referred to the Committees on Community Affairs; Regulated Industries; Banking and Insurance; and Government Efficiency Appropriations.

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By Senator Dockery—

**SB 444**—A bill to be entitled An act relating to water resources; amending s. 373.0831, F.S.; revising requirements related to water resource development and water supply development; providing an effective date.

—was referred to the Committees on Environmental Preservation; Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Geller—

**SB 446**—A bill to be entitled An act relating to parole for juveniles; amending s. 985.225, F.S.; providing that a child younger than a specified age who is sentenced to life or more than 10 years in prison is eligible for parole if the child has been incarcerated for a minimum period and has not previously been adjudicated for certain offenses; requiring that the child be incarcerated in a youthful-offender facility; providing for review of a child's eligibility for parole by the Parole Commission; requiring the commission to conduct an initial interview with the child within a minimum time; providing that, if the child is not granted parole by the time the child reaches a specified age, or after the child receives a second parole-eligibility review before that age, the child must be transferred from the youthful-offender facility to an appropriate adult facility; providing an effective date.

—was referred to the Committees on Criminal Justice; and Justice Appropriations.

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By Senators Posey and Fasano—

**SB 448**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; repealing the exemption for ostrich feed; providing an effective date.

—was referred to the Committees on Agriculture; Government Efficiency Appropriations; and Ways and Means.

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By Senator Geller—

**SB 450**—A bill to be entitled An act relating to unfair insurance practices; amending s. 626.9541, F.S.; providing that certain rate increases for motor vehicle insurance for insureds on active military service constitute unfair practices; providing penalties; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Community Affairs.

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By Senator Sebesta—

**SB 452**—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; expressing the legislative intent to revise laws relating to the Department of Highway Safety and Motor Vehicles; providing an effective date.

—was referred to the Committees on Transportation; Criminal Justice; Governmental Oversight and Productivity; Transportation and Economic Development Appropriations; and Rules and Calendar.

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By Senator Sebesta—

**SB 454**—A bill to be entitled An act relating to highway safety; expressing the legislative intent to revise laws relating to highway safety; providing an effective date.

—was referred to the Committees on Transportation; Criminal Justice; Governmental Oversight and Productivity; Transportation and Economic Development Appropriations; and Rules and Calendar.

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By Senator Sebesta—

**SB 456**—A bill to be entitled An act relating to highway safety; expressing the legislative intent to revise laws relating to highway safety; providing an effective date.

—was referred to the Committees on Transportation; Criminal Justice; Governmental Oversight and Productivity; Transportation and Economic Development Appropriations; and Rules and Calendar.



By Senator Sebesta—

**SB 458**—A bill to be entitled An act relating to the Department of Transportation; expressing the legislative intent to revise laws relating to the Department of Transportation; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; Governmental Oversight and Productivity; Transportation and Economic Development Appropriations; and Rules and Calendar.

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By Senator Sebesta—

**SB 460**—A bill to be entitled An act relating to transportation; expressing the legislative intent to revise laws relating to transportation; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; Governmental Oversight and Productivity; Transportation and Economic Development Appropriations; and Rules and Calendar.

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By Senator Sebesta—

**SB 462**—A bill to be entitled An act relating to transportation; expressing the legislative intent to revise laws relating to transportation; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; Governmental Oversight and Productivity; Transportation and Economic Development Appropriations; and Rules and Calendar.

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By Senator Campbell—

**SB 464**—A bill to be entitled An act relating to state pharmaceutical programs; providing definitions; creating a prescription drug assistance clearinghouse program; requiring costs of the program to be paid by drug manufacturers; providing for the transfer of ownership of the program to the state; establishing a pharmaceutical discount card program; providing for eligibility for participation in the pharmaceutical discount card program; creating a program to obtain favorable pharmaceutical prices for state agencies and other entities; requiring a proposed pricing schedule; creating the Pharmaceutical Cost Management Commission within the Executive Office of the Governor; establishing membership; establishing powers and responsibilities of the commission; providing reporting requirements; authorizing an investigation into the feasibility of purchasing Canadian drugs; authorizing the establishment of a pricing schedule; authorizing exploration of numerous strategies, policies, and programs, including, but not limited to, referenced prices for prescription drug purchases and pricing in the state; authorizing implementation of certain designated programs; prohibiting restraint of trade; providing civil and criminal penalties; providing for advertising costs to be reported to the Governor and the Legislature; providing rulemaking authority; providing an effective date.

—was referred to the Committees on Health Care; Banking and Insurance; Governmental Oversight and Productivity; Criminal Justice; and Health and Human Services Appropriations.

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By Senator Lynn—

**SB 466**—A bill to be entitled An act relating to supervised visitation programs for children; repealing ss. 753.001, 753.002, and 753.004, F.S., relating to the Florida Family Visitation Network; creating ss. 753.01, 753.02, 753.03, 753.04, 753.05, 753.06, 753.07, 753.08, 753.09, and 753.10, F.S.; providing legislative finding and intent with respect to administering supervised visitation programs; defining terms for supervised visitation and supervised exchange services; providing for the development of standards for supervised visitation and supervised exchange services; requiring compliance with interim minimum standards; providing for security of supervised visitation programs; providing for the use of funds generated from an additional fee on requests for a certification of birth to be used by supervised visitation programs to

meet security standards; requiring the Clearinghouse on Supervised Visitation to develop training materials; providing for the clearinghouse to fully implement and maintain a mechanism for data collection; encouraging supervised visitation programs to develop partnerships with community organizations; providing for the clearinghouse to develop standards for supervised visitation and supervised exchange services; providing for an advisory board; requiring reports to the Legislature; amending s. 943.135, F.S.; requiring the Criminal Justice Standards and Training Commission to allow agencies employing law enforcement officers to authorize volunteer service as a means of fulfilling requirements for continuing education; creating s. 943.254, F.S.; authorizing law enforcement agencies to administer a volunteer program for officers to provide security services during off-duty hours for certain community programs; amending s. 382.0255, F.S.; requiring the Department of Health to charge an additional fee for requests for a certification of birth issued by the department; requiring that the fee be used to fund supervised visitation programs; providing an effective date.

—was referred to the Committees on Children and Families; Judiciary; and Health and Human Services Appropriations.

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By Senators Wise and Haridopolos—

**SB 468**—A bill to be entitled An act relating to motor vehicle driving privilege requirements; amending s. 320.055, F.S.; providing for a 6-month vehicle registration for persons reinstating a driver's license that has been suspended for driving under the influence; requiring the Department of Highway Safety and Motor Vehicles to issue 6-month vehicle registration certificates and validation stickers; specifying the amount of taxes and charges which must be paid; amending s. 324.131, F.S.; requiring persons whose license or registration has been suspended or revoked due to a violation of driving under the influence to maintain, for 3 years, certain noncancelable liability coverage; authorizing the Department of Highway Safety and Motor Vehicles to adopt a form for proof of such coverage; amending s. 627.7275, F.S.; requiring insurers to make bodily injury, death, and property damage liability coverage that is noncancelable for a certain period available to certain applicants seeking coverage for reinstatement of driving privileges revoked or suspended for driving under the influence; authorizing insurers to cancel certain motor vehicle insurance policies under certain circumstances; providing that insurers are not required to offer insurance policies under certain circumstances; providing an effective date.

—was referred to the Committees on Transportation; Banking and Insurance; Government Efficiency Appropriations; and Transportation and Economic Development Appropriations.

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By Senators Argenziano and Lawson—

**SB 470**—A bill to be entitled An act relating to the indigent care surtax; reviving, reenacting, and amending s. 212.055(7), F.S.; allowing small counties having a specified population to levy an indigent care surtax; providing procedures; providing uses of the surtax; providing a maximum tax rate; providing an effective date.

—was referred to the Committees on Community Affairs; Government Efficiency Appropriations; and Health and Human Services Appropriations.

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By Senator Alexander—

**SB 472**—A bill to be entitled An act relating to migrant labor; providing a short title; repealing s. 450.211, F.S., relating to the advisory committee for the Legislative Commission on Migrant Labor; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; and Rules and Calendar.

By Senator Saunders—

**SB 474**—A bill to be entitled An act relating to nurse registries; amending s. 400.506, F.S.; revising requirements for home visits by registered nurses; deleting a mandatory requirement for monthly visits; requiring that the patient be notified of the availability of optional visits; providing an effective date.

—was referred to the Committee on Health Care.

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By Senators Webster, Fasano and Haridopolos—

**SB 476**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; providing a short title; specifying periods during which the sale of clothing, wallets, bags, school supplies, and books shall be exempt from such tax; defining the terms “clothing,” “school supplies,” and “books” for purposes of the exemption; providing that the exemption does not apply to sales within certain theme parks, entertainment complexes, public lodging establishments, or airports; providing for the Department of Revenue to adopt rules; providing an appropriation; providing an effective date.

—was referred to the Committees on Government Efficiency Appropriations; and Ways and Means.

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By Senator Clary—

**SB 478**—A bill to be entitled An act relating to podiatric medicine; amending s. 461.014, F.S.; requiring a hospital having a podiatric residency program to annually provide the Board of Podiatric Medicine with certain information; permitting a resident podiatric physician to prescribe certain medications under certain circumstances; providing a penalty; requiring the board to adopt rules to administer this act; providing an effective date.

—was referred to the Committee on Health Care.

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By Senator Saunders—

**SB 480**—A bill to be entitled An act relating to the Beverage Law; creating s. 561.585, F.S.; providing for certain direct shipments of wine from out of state; requiring shippers to have certain licenses; providing prohibitions; providing for administrative and criminal penalties; exempting charitable organizations from excise and sales and use taxes on sales made from direct shipments of wine from out of state, subject to restrictions; amending ss. 561.54 and 561.545, F.S.; providing that those sections are inapplicable to wine shipped under s. 561.585, F.S.; providing an effective date.

—was referred to the Committees on Regulated Industries; and Criminal Justice.

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By Senator Clary—

**SB 482**—A bill to be entitled An act relating to the state lottery; amending s. 24.115, F.S.; providing for the deposit of a percentage of unclaimed prize money in the Educational Enhancement Trust Fund; amending s. 24.121, F.S.; revising provisions relating to the allocation of revenues for public education; amending s. 1010.70, F.S.; conforming provisions; providing an effective date.

—was referred to the Committees on Regulated Industries; Government Efficiency Appropriations; and Ways and Means.

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By Senator Peadar—

**SB 484**—A bill to be entitled An act relating to health care; amending s. 400.461, F.S.; revising the purpose of part IV of ch. 400, F.S., to include the licensure of nurse registries; amending s. 400.462, F.S.; revising definitions; defining the terms “admission,” “advanced registered nurse

practitioner,” “direct employee,” and “physician assistant” for purposes of part IV of ch. 400, F.S.; amending s. 400.464, F.S., relating to licensure of home health agencies; revising the licensure period; revising and providing additional administrative, civil, and criminal penalties, sanctions, and fines; amending s. 400.471, F.S.; revising requirements for license application by a home health agency; authorizing the Agency for Health Care Administration to revoke a license under certain circumstances; authorizing administrative fines; amending s. 400.487, F.S.; revising requirements for home health agency service agreements and treatment orders; amending s. 400.491, F.S., relating to clinical records; revising the ownership of patient records generated by a home health agency; changing the timeframe for a home health agency to retain patient records; providing for the disposition of patient records when a home health agency ceases business; deleting a requirement for a service provision plan pertaining to nonskilled care; deleting requirements for maintaining such records; amending s. 400.494, F.S.; providing for the continued confidentiality of patient information in compliance with federal law; providing for disclosure in accordance with certain specified state laws; deleting a requirement for written consent of the patient or the patient’s guardian for disclosure of confidential patient information; deleting an exemption provided for the Medicaid Fraud Control Unit of the Department of Legal Affairs; amending s. 400.506, F.S.; revising requirements governing nurse registries; increasing license fee; increasing the period of licensure; authorizing administrative penalties; revising criminal penalties and sanctions; revising certain requirements pertaining to health care professionals that provide services on behalf of a nurse registry; amending s. 400.512, F.S., relating to employment screening; revising the date in which an annual affidavit must be signed which verifies that certain personnel of a home health agency, a nurse registry, or homemaker service have been screened; amending s. 400.515, F.S.; providing additional circumstances under which the agency may petition for an injunction; providing an effective date.

—was referred to the Committees on Health Care; Criminal Justice; and Health and Human Services Appropriations.

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By Senator Dockery—

**SB 486**—A bill to be entitled An act relating to phosphate mine reclamation; amending s. 378.034, F.S.; deleting an obsolete provision relating to the use of reclamation funds; amending s. 378.035, F.S.; deleting an obsolete provision authorizing the Department of Environmental Protection to expend certain funds; providing an effective date.

—was referred to the Committees on Environmental Preservation; and General Government Appropriations.

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By Senators Hill, Siplin and Wilson—

**SB 488**—A bill to be entitled An act relating to the use of Tasers on minors; prohibiting the use of a Taser or similar device on a minor who is in a school or on the grounds of a school that includes specified grade levels; providing an effective date.

—was referred to the Committees on Education; and Criminal Justice.

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By Senators Lynn and Haridopolos—

**SB 490**—A bill to be entitled An act relating to the state lottery; amending s. 24.115, F.S.; requiring that all unclaimed prize money from lottery tickets, except instant lottery tickets, be deposited in the Educational Enhancement Trust Fund; amending s. 24.121, F.S.; requiring that unclaimed prize money deposited in the Educational Enhancement Trust Fund be used only to provide funding for grades K-12 through the Florida Education Finance Program; amending s. 1010.70, F.S., relating to the Educational Enhancement Trust Fund, to conform; providing an effective date.

—was referred to the Committees on Regulated Industries; Government Efficiency Appropriations; and Ways and Means.

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By Senators Bennett and Crist—

**SB 492**—A bill to be entitled An act relating to wrecker operators; amending s. 323.001, F.S.; limiting certain towing and storage rates; amending s. 713.78, F.S.; conforming provisions related to recovering, towing, or storing vessels; providing for attorney's fees; amending s. 715.07, F.S.; conforming provisions related to towing vessels parked on private property; providing an effective date.

—was referred to the Committees on Transportation; Judiciary; Criminal Justice; and Rules and Calendar.

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By Senator Bennett—

**SB 494**—A bill to be entitled An act relating to renewable energy; creating s. 366.91, F.S.; providing legislative findings; providing definitions; requiring public utilities, municipal utilities, and rural electric cooperatives to offer a purchase contract to producers of renewable energy; providing requirements for such contracts; requiring that a producer pay the costs for interconnection; amending s. 366.11, F.S.; specifying that requirements for the purchase of renewable energy apply to municipal utilities; amending s. 403.7061, F.S.; revising a permit requirement for a waste-to-energy facility; encouraging specified applicants for a landfill permit to consider construction of a waste-to-energy facility; providing an effective date.

—was referred to the Committees on Communications and Public Utilities; Environmental Preservation; and Community Affairs.

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By Senator Hill—

**SB 496**—A bill to be entitled An act relating to voter intimidation; creating s. 104.0615, F.S.; providing a short title; prohibiting a person from using or threatening to use force, violence, or intimidation to induce or compel an individual to vote or refrain from voting, to refrain from registering to vote, or to refrain from acting as an election official or poll watcher; prohibiting a person from knowingly using false information to challenge an individual's right to vote, to induce an individual to refrain from registering to vote, or to induce or attempt to induce an individual to refrain from acting as an election official or poll watcher; prohibiting a person from knowingly destroying, mutilating, or defacing a voter registration form or election ballot or obstructing or delaying the delivery of a voter registration form or election ballot; providing criminal penalties; providing an effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; and Criminal Justice.

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By Senators Margolis and Wilson—

**SB 498**—A bill to be entitled An act relating to the residency status of dependent immigrant children; creating s. 39.5075, F.S.; providing definitions; directing the Department of Children and Family Services or a community-based care provider to determine whether a dependent child is a citizen of the United States and to report the information to the court; providing that services to children alleged to have been abused, neglected, or abandoned be provided without regard to the citizenship of the child except where alienage or immigration status is explicitly set as a statutory condition of coverage or eligibility; requiring the case plan to include specified information; directing the department or the community-based care provider to file a petition with the court to determine whether the child meets the criteria for special immigrant juvenile status; directing the department or the community-based care provider to file papers with federal authorities to adjust the child's residency status; authorizing the court to continue jurisdiction of a child whose residency status is being considered by federal authorities; requiring that certain information be given to the court; directing the department to adopt rules; providing an effective date.

—was referred to the Committees on Children and Families; Judiciary; and Health and Human Services Appropriations.

By Senator Margolis—

**SB 500**—A bill to be entitled An act relating to weapons and firearms; creating s. 790.222, F.S.; defining the terms "assault weapon" and "large-capacity detachable magazine"; prohibiting the manufacture, importation, possession, purchase, sale, or transfer of an assault weapon or large-capacity detachable magazine; providing certain specified exceptions; providing that a knowing violation of the act is a felony of the second degree; providing penalties; requiring the seizure and forfeiture of assault weapons and magazines held in violation of the act or used in committing a crime; requiring that seized weapons and magazines be destroyed within a certain period; authorizing specified grace periods during which a person may lawfully transfer an assault weapon or magazine or take certain other actions; granting immunity from prosecution if a person notifies a law enforcement agency that the person will voluntarily surrender an assault weapon or magazine; requiring licensed firearms dealers to post a notice of the provisions of the act and the criminal penalties imposed for a violation of the act; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Justice Appropriations.

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By Senator Alexander—

**SB 502**—A bill to be entitled An act relating to the Lake Okeechobee Protection Program; amending s. 373.4595, F.S.; providing legislative findings and intent with respect to the implementation and funding of the Lake Okeechobee Watershed Phosphorus Control Program and the Lake Okeechobee Protection Plan; requiring the Department of Agriculture and Consumer Services, the Department of Environmental Protection, and the South Florida Water Management District to implement and establish funding priorities for the Lake Okeechobee Protection Plan; providing an effective date.

—was referred to the Committees on Environmental Preservation; Agriculture; and General Government Appropriations.

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By Senator Hill—

**SB 504**—A bill to be entitled An act relating to electronic or electromechanical voting systems; amending s. 101.5606, F.S.; requiring that an electronic or electromechanical voting system be capable of producing a voter-verified paper record that is suitable for a manual audit; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Transportation and Economic Development Appropriations.

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By Senator Hill—

**SB 506**—A bill to be entitled An act relating to voting; amending s. 101.6103, F.S.; requiring that a mail ballot that otherwise satisfies the requirements of law for mail ballots be counted even if the elector dies after mailing the ballot but before election day; amending s. 101.657, F.S.; directing the supervisor of elections to count a ballot cast by an elector voting early even if the elector dies after voting early but before election day; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Judiciary.

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By Senator Hill—

**SB 508**—A bill to be entitled An act relating to African-American History and Cultural Heritage Month; authorizing the Governor to annually recognize the month of February as "African-American History and Cultural Heritage Month"; providing an effective date.

—was referred to the Committee on Governmental Oversight and Productivity.

By Senators Fasano and Posey—

**SB 510**—A bill to be entitled An act relating to de facto custody of a child; requesting that the Division of Statutory Revision revise the title of chapter 751, F.S.; amending s. 751.011, F.S.; providing definitions relating to de facto custodians; creating s. 751.10, F.S.; specifying circumstances under which a person may file a petition to become the de facto custodian of a child; detailing the matters that must be in the petition filed by the petitioner; requiring that reasonable notice of the custody hearing be given to specified persons; providing for a hearing; requiring that if an objection to the petition is filed, the court may grant the petition only if the petitioner shows by clear and convincing evidence that it is in the best interest of the child for the petitioner to be the de facto custodian; providing that support for the child may be ordered only under certain circumstances; providing for the termination of the order granting de facto custody; providing an effective date.

—was referred to the Committees on Judiciary; and Children and Families.

By Senator Aronberg—

**SB 512**—A bill to be entitled An act relating to protective injunctions; amending s. 784.046, F.S.; limiting the application of an evidentiary requirement with respect to injunctions for protection of minor children; providing an effective date.

—was referred to the Committees on Judiciary; and Children and Families.

By Senators Wilson, Lawson, Miller and Hill—

**SB 514**—A bill to be entitled An act relating to the restoration of civil rights; requiring each board of county commissioners to ensure that certain prisoners in the county detention facility receive information concerning the process for requesting restoration of the prisoner's civil rights; requiring that each such prisoner be assisted in initiating the process; providing that the requirement does not apply to prisoners who are transferred to the Department of Corrections; providing an effective date.

—was referred to the Committees on Criminal Justice; Community Affairs; and Judiciary.

By Senators Alexander and Haridopolos—

**SB 516**—A bill to be entitled An act relating to the Department of Citrus; amending s. 601.09, F.S.; revising and reorganizing the citrus districts of the state; establishing four such districts; specifying the counties within each district; providing an effective date.

—was referred to the Committees on Agriculture; and Governmental Oversight and Productivity.

By Senator Peaden—

**SB 518**—A bill to be entitled An act relating to health professionals treating speech or hearing disorders; amending s. 456.062, F.S.; deleting a requirement that hearing aid specialists make certain disclosures regarding services that are provided free of charge or at a reduced fee; amending s. 468.1155, F.S.; revising requirements for the Department of Health in issuing a provisional license to practice speech-language pathology or audiology; revising licensing requirements for applicants who graduated or who are currently enrolled in a speech-language pathology or audiology program at a university outside the United States or Canada; providing a time period for renewing a provisional license; amending s. 468.1165, F.S.; deleting a specific time period for the professional-employment requirement for licensure as a speech-language pathologist or audiologist; amending s. 468.1185, F.S.; revising the requirements for qualification for a license by endorsement as a speech-language pathologist or audiologist; amending s. 468.1215, F.S.; revising

the requirements for certification as a speech-language pathology assistant or an audiology assistant; providing an effective date.

—was referred to the Committees on Health Care; and Education.

By Senator Hill—

**SB 520**—A bill to be entitled An act relating to pawnbroking; amending s. 539.001, F.S.; requiring a law enforcement official to place a hold order on property in the possession of a pawnbroker which the official has probable cause to believe was misappropriated; requiring the state attorney to notify a pawnbroker of court proceedings involving property that is part of a criminal investigation; requiring a law enforcement official to respond to a pawnbroker's letter regarding property for which the hold order has expired; requiring a law enforcement official to return property to the pawnbroker under certain circumstances; providing that failure to return such property is a third-degree felony; providing an effective date.

—was referred to the Committees on Criminal Justice; and Commerce and Consumer Services.

By Senator Lynn—

**SB 522**—A bill to be entitled An act relating to moving services; amending s. 507.03, F.S.; revising mover registration requirements; providing for proof of bond or certificate of deposit in lieu of proof of insurance coverage; amending s. 507.04, F.S.; revising a requirement to maintain cargo legal liability coverage; providing for a bond or certificate of deposit in lieu of insurance coverage for a mover operating a certain number of vehicles; limiting the use of such bond or certificate of deposit to claims adjudicated by the Department of Agriculture and Consumer Services; providing that aggregate payout by the department for all claims may not exceed the amount of the bond or certificate of deposit; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Banking and Insurance; and Judiciary.

By Senators Peaden, Argenziano, Wise, Hill, Webster, Lynn, Baker, Garcia, Villalobos, Atwater, Campbell, Bullard, Fasano, Haridopolos and Miller—

**SB 524**—A bill to be entitled An act relating to screening of prospective residents of nursing homes and adult assisted living facilities; creating ss. 400.2155 and 400.41745, F.S.; requiring each nursing home and assisted living facility to search the sexual predator and sexual offender registries maintained by the Department of Law Enforcement before admitting a new resident; requiring a nursing home and assisted living facility to deny admission to sexual predators and sexual offenders; requiring a nursing home and assisted living facility to notify the Agency for Health Care Administration each time the nursing home or assisted living facility refuses to admit a prospective resident who is a sexual predator or sexual offender; requiring the agency to conduct a level 1 screening of each potential resident of a nursing home or assisted living facility; directing a nursing home and assisted living facility to reject a prospective resident who is disqualified under a level 1 screening; requiring a nursing home and assisted living facility to maintain proper records; requiring a nursing home and assisted living facility to notify the agency each time the nursing home refuses to admit a prospective resident because he or she is disqualified under a level 1 screening; providing an effective date.

—was referred to the Committees on Health Care; Criminal Justice; and Health and Human Services Appropriations.

By Senator Klein—

**SB 526**—A bill to be entitled An act relating to electric utility transmission; creating the Electric Utility Task Force; providing duties and membership of the task force; requiring that the task force submit a

report to the Governor and the Legislature; providing that the task force be dissolved on a specified date; providing an effective date.

—was referred to the Committees on Communications and Public Utilities; Domestic Security; Commerce and Consumer Services; and Governmental Oversight and Productivity.

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By Senators King and Smith—

**SB 528**—A bill to be entitled An act relating to the Trust Fund for University Major Gifts; amending s. 1011.94, F.S.; authorizing the Florida Board of Governors Foundation, Inc., to provide matching grants; providing duties of the Board of Governors; replacing references to the State Board of Education with references to the Board of Governors; deleting references to New College; deleting provisions that authorize encumbrances; requiring donations to support priorities established by a university's board of trustees; revising provisions that prescribe the manner in which donations must be matched; revising provisions relating to donations that may be used to designate an Eminent Scholar Endowed Chair; providing an effective date.

—was referred to the Committees on Education; Education Appropriations; and Rules and Calendar.

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By Senators Wise and Haridopolos—

**SB 530**—A bill to be entitled An act relating to driving under the influence; creating s. 322.2715, F.S.; directing the Department of Highway Safety and Motor Vehicles to require the placement of a department-approved ignition interlock device on specified vehicles operated by any person convicted of committing certain driving-under-the-influence offenses; specifying the duration of each installation period based upon the number of DUI convictions; directing the department to require installation of the ignition interlock if the court fails to order the mandatory placement of the device or fails to order placement for the applicable period; providing an effective date.

—was referred to the Committees on Transportation; Criminal Justice; and Transportation and Economic Development Appropriations.

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By Senator Campbell—

**SB 532**—A bill to be entitled An act relating to court-ordered payment awards in legal proceedings; amending ss. 61.16 and 742.045, F.S.; authorizing certain court orders to include additional reasonable amounts for certain attorney's fees, suit money, and costs related to certain proceedings; providing an effective date.

—was referred to the Committee on Judiciary.

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By Senator Campbell—

**SB 534**—A bill to be entitled An act relating to the provision of health care services; specifying conditions under which a health care provider must be permitted to participate as a service provider under a health plan offered by a managed care organization; defining the term "managed care organization"; requiring that a health care provider be reimbursed for providing services under specified conditions; providing for civil penalties; amending s. 627.419, F.S.; providing for construction of policies; providing for application; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Care; Health and Human Services Appropriations; and Ways and Means.

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By Senator Siplin—

**SB 536**—A bill to be entitled An act relating to the use of restraints on a child during juvenile proceedings; amending s. 985.228, F.S.; pro-

hibiting the use of instruments of restraint on a child during an adjudicatory hearing or elsewhere in a courthouse; providing specified exceptions; amending s. 985.311, F.S.; correcting a cross-reference; providing an effective date.

—was referred to the Committees on Criminal Justice; and Judiciary.

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By Senator Smith—

**SB 538**—A bill to be entitled An act relating to the sentencing proceeding for a capital felony; amending s. 921.141, F.S.; clarifying that the prosecution may introduce and argue victim-impact evidence to the jury; providing an effective date.

—was referred to the Committees on Criminal Justice; and Judiciary.

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By Senator Smith—

**SB 540**—A bill to be entitled An act relating to the Parole Commission; amending s. 947.06, F.S.; requiring that, before a meeting of the Parole Commission, the victim of the crime be given documents and evidence relating to the granting, denying, or revoking of the inmate's parole; amending s. 947.16, F.S.; requiring that an inmate convicted of kidnapping whose parole release order has been vacated by the court be reinterviewed at 5-year intervals following the vacated release order; amending s. 947.174, F.S.; requiring that an inmate convicted of kidnapping whose presumptive parole release date is more than 5 years after the initial interview be reinterviewed thereafter at 5-year intervals; providing an effective date.

—was referred to the Committees on Criminal Justice; and Justice Appropriations.

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By Senators Smith and Bullard—

**SB 542**—A bill to be entitled An act relating to community college student fees; amending s. 1009.23, F.S.; authorizing each community college board of trustees to establish a transportation user fee; limiting such fee to the cost of the service provided; providing an effective date.

—was referred to the Committees on Education; and Education Appropriations.

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By Senator Smith—

**SB 544**—A bill to be entitled An act relating to psychotherapist-patient privilege; amending s. 90.503, F.S.; redefining the term "psychotherapist" to include certain advanced registered nurse practitioners for purposes of the psychotherapist-patient privilege of the Florida Evidence Code; providing an effective date.

—was referred to the Committees on Health Care; and Judiciary.

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By Senator Smith—

**SB 546**—A bill to be entitled An act relating to reimbursement for lung transplant services for Medicaid recipients; amending s. 409.9062, F.S.; requiring the Agency for Health Care Administration to reimburse lung transplant facilities a global fee for services provided to Medicaid recipients; providing an effective date.

—was referred to the Committees on Health Care; and Health and Human Services Appropriations.

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By Senator Smith—

**SB 548**—A bill to be entitled An act relating to corporate income tax credit for public education partners; creating s. 220.1875, F.S.; providing

a popular name; providing purpose to encourage contributions by corporations to public schools or public school programs for which tax credit shall be given; providing definitions; providing authorization to grant tax credits and limitations on credits; providing public school requirements for expenditure and accounting of funds; requiring eligible contributions to be supplemental funds; providing for administration and rule-making; requiring a cooperative agreement; amending ss. 220.02 and 220.13, F.S., to conform; providing an effective date.

—was referred to the Committees on Education; Government Efficiency Appropriations; and Education Appropriations.

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By Senators Clary, Fasano and Bennett—

**SB 550**—A bill to be entitled An act relating to property tax exemptions; amending s. 196.012, F.S.; defining the term “ex-service member” for purposes of ch. 196, F.S.; amending s. 196.24, F.S.; revising the qualifications for the exemption; entitling the surviving spouse of a disabled ex-service member to an exemption from property taxation for the value of certain property under certain circumstances; providing an effective date.

—was referred to the Committees on Community Affairs; Government Efficiency Appropriations; and Ways and Means.

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By Senator Margolis—

**SB 552**—A bill to be entitled An act relating to game promotion in connection with sale of consumer products or services; amending s. 849.094, F.S.; requiring that the operator of a game promotion in which the total announced value of the prizes offered is greater than \$5,000 include the material terms of the rules and regulations of the game in all advertising copy used in connection therewith; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; and Judiciary.

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By Senators Haridopolos, Atwater, Fasano and Bennett—

**SB 554**—A bill to be entitled An act relating to property taxes; amending s. 200.071, F.S.; authorizing counties to cap annual growth in ad valorem tax revenues by charter; providing requirements and limitations; providing an exception; prohibiting ad valorem tax levies by counties in excess of amounts specified in the county charter; prohibiting ad valorem tax levies by counties through municipal service taxing units in excess of amounts specified in the ordinance establishing the unit; providing an effective date.

—was referred to the Committees on Community Affairs; and Government Efficiency Appropriations.

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By Senator Peadar—

**SB 556**—A bill to be entitled An act relating to the documentary stamp tax on promissory or nonnegotiable notes and written obligations to pay money; amending s. 201.08, F.S.; exempting from the tax notes or other written obligations to pay money executed by agriculture producers in this state to the Commodity Credit Corporation and security instruments for such notes and obligations; providing an effective date.

—was referred to the Committees on Agriculture; Government Efficiency Appropriations; Ways and Means; and Rules and Calendar.

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By Senators Rich, Campbell, Sebesta and Bennett—

**SB 558**—A bill to be entitled An act relating to cruelty to animals; amending s. 828.12, F.S.; increasing certain minimum mandatory fines and periods of incarceration for certain acts of cruelty to animals; amending s. 828.121, F.S.; providing a definition; providing that it is a

first-degree misdemeanor for a person to intentionally drag or fell by the tail a bovine animal in an organized sports exhibition; providing clarification regarding techniques or practices that are not prohibited; providing an effective date.

—was referred to the Committees on Agriculture; and Criminal Justice.

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By Senator Bullard—

**SB 560**—A bill to be entitled An act relating to the treatment of congenital craniofacial anomalies; creating ss. 627.64194 and 627.6614, F.S.; requiring an individual health insurance policy or a group health insurance policy to cover services needed to treat congenital craniofacial anomalies as authorized by a physician; amending s. 641.31, F.S.; requiring a contract by a health maintenance organization to cover services needed to treat congenital craniofacial anomalies as authorized by a physician; amending s. 627.6515, F.S., relating to out-of-state groups; conforming a cross-reference to changes made by the act; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Care; General Government Appropriations; and Ways and Means.

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By Senator Saunders—

**SB 562**—A bill to be entitled An act relating to prescribed drugs covered by Medicaid; expressing the legislative intent to revise laws relating to prescribed drugs covered under the Medicaid program; providing an effective date.

—was referred to the Committees on Health and Human Services Appropriations; and Ways and Means.

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By Senator Saunders—

**SB 564**—A bill to be entitled An act relating to Medicaid eligibility; expressing the legislative intent to revise laws relating to Medicaid eligibility; providing an effective date.

—was referred to the Committees on Health and Human Services Appropriations; and Ways and Means.

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By Senator Saunders—

**SB 566**—A bill to be entitled An act relating to institutional care provided by Medicaid; expressing the legislative intent to revise laws relating to asset considerations for eligibility to receive institutional care under the Medicaid program; providing an effective date.

—was referred to the Committees on Health and Human Services Appropriations; and Ways and Means.

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By Senator Wilson—

**SB 568**—A bill to be entitled An act relating to requirements for high school graduation; amending s. 1003.43, F.S.; providing that a student who is unable to earn passing scores on the Florida Comprehensive Assessment Test or its equivalent must be allowed to participate in graduation ceremonies; providing an effective date.

—was referred to the Committees on Education; and Rules and Calendar.

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**SB 570**—Withdrawn prior to introduction.

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By Senators Garcia and Fasano—

**SB 572**—A bill to be entitled An act relating to consumer protection; creating s. 501.161, F.S.; prohibiting the sale or rental of, or the offer to sell or rent, essential equipment, commodities, or accommodation, as defined, during a declared state of emergency for 110 percent or more of its average price for the 30 days immediately preceding the declaration of emergency; providing an exception; providing penalties; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Domestic Security; and Criminal Justice.

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By Senators Haridopolos and Posey—

**SB 574**—A bill to be entitled An act relating to the designation of an official fruit of the State of Florida; creating s. 15.0315, F.S.; designating the orange as the official fruit of the State of Florida; providing an effective date.

—was referred to the Committees on Agriculture; and Governmental Oversight and Productivity.

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By Senator Crist—

**SB 576**—A bill to be entitled An act relating to criminal prosecutions; creating s. 918.19, F.S.; prescribing rights of the prosecution in closing arguments; repealing Rule 3.250, Florida Rules of Criminal Procedure, relating to the accused as a witness and being entitled to concluding arguments before the jury, to the extent of inconsistency with the act; providing an effective date.

—was referred to the Committees on Criminal Justice; and Judiciary.

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By Senator Wise—

**SB 578**—A bill to be entitled An act relating to performance contracting; providing a short title; providing a definition; authorizing state agencies to enter into performance contracts; establishing requirements for performance contracts; providing duties of the Department of Management Services regarding such contracts; requiring the monitoring of vendor performance; exempting certain contracts from performance contracts; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; General Government Appropriations; and Ways and Means.

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By Senator Fasano—

**SB 580**—A bill to be entitled An act relating to mitigating factors in certain offenses; amending s. 921.0026, F.S.; providing that the fact that a victim was an initiator, willing participant, aggressor, or provoker of an incident, or consented to an incident, is not a mitigating factor to offenses under ch. 794, F.S., or s. 800.04, F.S., under certain circumstances; providing an effective date.

—was referred to the Committees on Criminal Justice; and Judiciary.

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By Senator Fasano—

**SB 582**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.052, F.S.; deleting an exemption to an exemption from the tax for research or development costs; providing an exemption for machinery and equipment used predominantly for research and development activities; defining the term “machinery and equipment”; allowing a business certified to receive the exemption to designate one or more state universities or community colleges as recipients of part or all of the amount of the exemption under specified conditions; providing that the business retains the rights to patents, royalties,

or real or intellectual property unless an agreement specifies otherwise; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Education; Government Efficiency Appropriations; and Ways and Means.

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By Senator Jones—

**SB 584**—A bill to be entitled An act relating to the John M. McKay Scholarships for Students with Disabilities Program; amending s. 1002.39, F.S.; excluding hospitalized or homebound students from participating in the program; excluding certain students in Department of Juvenile Justice commitment programs from participation; providing requirements for transfer of the amount of the McKay Scholarship for students who exit a Department of Juvenile Justice commitment program and choose to participate in the scholarship program; providing an effective date.

—was referred to the Committees on Education; Education Appropriations; and Rules and Calendar.

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**SB 586**—Withdrawn prior to introduction.

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By Senator Fasano—

**SB 588**—A bill to be entitled An act relating to voter education; requiring district school boards and county supervisors of elections jointly to provide a program of voter education for high-school seniors; providing guidelines for the content of the educational program; requiring that the program of voter education be conducted during school hours; providing an effective date.

—was referred to the Committees on Education; Ethics and Elections; and Education Appropriations.

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By Senator Bennett—

**SB 590**—A bill to be entitled An act relating to mold assessment and mold remediation; creating pt. IV of ch. 489, F.S.; providing legislative purpose; providing scope of the act; providing exemptions; defining terms; providing for fees relating to licensure of mold assessors and mold remediators; providing for licensure examinations; requiring good moral character; providing prerequisites to licensure; providing for the licensure of business organizations; providing for qualifying agents; providing for fees; providing responsibilities of primary and secondary qualifying agents and of financially responsible officers; establishing requirements for continuing education; requiring that the Construction Industry Licensing Board approve training courses and training providers for mold assessors and mold remediators; providing for assessing penalties; providing for renewal of licensure; providing for rulemaking; providing for reactivation of licensure; providing for disciplinary proceedings; establishing prohibitions; providing penalties; allowing the board to provide, by rule, for multiple services; providing presumptions in civil actions against persons or entities licensed under the act; providing severability; amending s. 489.107, F.S.; adding to the board a member who is a mold assessor or mold remediator; providing an appropriation and authorizing positions; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Consumer Services; Criminal Justice; and General Government Appropriations.

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By Senator Bennett—

**SB 592**—A bill to be entitled An act relating to alternative energy; providing legislative findings; providing definitions; creating the Florida Alternative Energy Technology Center, Inc., as a not-for-profit corporation; requiring compliance with public meetings and records laws; providing for the organization, purpose, and duties of the center; providing

for the membership on the board of directors of the center; requiring the disclosure of financial interests by board members; specifying the powers and duties of the board; requiring an annual report; providing an appropriation; providing an effective date.

—was referred to the Committees on Communications and Public Utilities; Environmental Preservation; Governmental Oversight and Productivity; and Transportation and Economic Development Appropriations.

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By Senator Fasano—

**SB 594**—A bill to be entitled An act relating to health insurance; amending s. 627.419, F.S.; including certified surgical first assistants, as defined, within certain benefits or services payment provisions; limiting application; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Health Care.

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By Senator Klein—

**SB 596**—A bill to be entitled An act relating to the regulation of electrical and alarm system contractors; amending s. 489.503, F.S.; exempting certain employees of residential condominium homeowners' associations or homeowners' associations from part II of ch. 489, F.S., relating to electrical and alarm system contracting; providing an effective date.

—was referred to the Committees on Regulated Industries; and Banking and Insurance.

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By Senator Fasano—

**SB 598**—A bill to be entitled An act relating to funding for school districts; amending s. 1011.715, F.S.; providing that a resolution of a district school board providing for the receipt of proceeds of the local government infrastructure surtax authorized under s. 212.055(2), F.S., may include a covenant to decrease capital local school property taxes or to discontinue the surtax in certain circumstances; providing an effective date.

—was referred to the Committees on Education; Government Efficiency Appropriations; and Education Appropriations.

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**SB 600**—Withdrawn prior to introduction.

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By Senators Fasano and Argenziano—

**SB 602**—A bill to be entitled An act relating to telecommunication rates; repealing ss. 364.059, 364.164, and 364.051(6), (7), and (8), F.S., relating to price regulation and competitive market enhancements of local exchange telecommunication companies; providing that any local telecommunications service rate that was increased and any corresponding telecommunications intrastate access fee that was reduced by action of the Public Service Commission but that has not yet been implemented is null and void; providing that if a local telecommunications service rate was increased and a corresponding telecommunications intrastate access fee was reduced, those rates and fees are suspended as of a specified date, and thereafter a local exchange telecommunications company must charge local service rates and intrastate access fees at the rates in effect on December 1, 2003; providing an effective date.

—was referred to the Committees on Communications and Public Utilities; and Government Efficiency Appropriations.

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**SB 604**—Withdrawn prior to introduction.

By Senator Jones—

**SB 606**—A bill to be entitled An act relating to ad valorem taxation for public education; amending ss. 1011.71 and 1011.73, F.S.; extending the maximum duration of voted ad valorem millage for school district operations; providing an effective date.

—was referred to the Committees on Education; Government Efficiency Appropriations; and Education Appropriations.

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By Senators Garcia, Crist, Lynn, Smith, Baker, Villalobos, Carlton, Campbell, Atwater, Peadar, Haridopolos, Argenziano, Sebesta, Fasano and Saunders—

**SB 608**—A bill to be entitled An act relating to offenders who have committed forcible felonies; creating s. 903.0351, F.S.; prohibiting a court from admitting an offender who has committed a forcible felony to bail or any other form of pretrial release under specified circumstances; providing certain exceptions; amending s. 921.0024, F.S.; directing that 24 community sanction violation points be added to an offender's Criminal Punishment Code worksheet for a violation involving a forcible felony; amending s. 948.06, F.S.; defining the term "offender who has committed a forcible felony"; prohibiting a court from releasing an offender who is charged with committing a nonmonetary violation of probation or community control; requiring the offender to remain in custody until resolution of the charge of violating probation or community control; requiring a court to hold a hearing to determine whether the offender poses a danger to the community; directing the court to assess community violation sanction points if the offender is a danger to the community; providing an effective date.

—was referred to the Committees on Judiciary; Criminal Justice; Justice Appropriations; and Rules and Calendar.

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By Senators Hill, Lawson, Rich, Baker, Saunders, Geller, Wilson, Jones and Miller—

**SB 610**—A bill to be entitled An act relating to motor vehicle registration; amending s. 320.02, F.S.; requiring motor vehicle registration and renewal forms to provide for a voluntary contribution to the Florida National Guard Foundation; providing an effective date.

—was referred to the Committees on Transportation; and Community Affairs.

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By Senator Hill—

**SB 612**—A bill to be entitled An act relating to Veterans' Day; requiring school districts to observe Veterans' Day; prohibiting holding classes on that day; providing an effective date.

—was referred to the Committees on Education; and Community Affairs.

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By Senator Hill—

**SB 614**—A bill to be entitled An act relating to consumer call center services; providing definitions; requiring each customer sales call center and customer service call center to disclose certain information to customers; requiring that calls to a foreign country be rerouted to a call center located in the United States at the request of the customer; prohibiting a customer service employee from soliciting personal identification information from a customer; providing certain exceptions; requiring that an audio recording or written documentation of the customer's consent be made and preserved by the customer sales call center or customer service call center; prohibiting a call center from sending a customer's personal identification information to a foreign country without the express consent of the customer; requiring that an audio recording or written documentation of the customer's consent to the foreign country transfer be made and preserved by the customer sales call center or customer service call center; providing that a customer service



employee or call center that violates the act commits a deceptive and unfair trade practice in violation of part II of ch. 501, F.S.; providing remedies; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; and Judiciary.

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By Senator Bullard—

**SB 616**—A bill to be entitled An act relating to the sales tax exemption for machinery and equipment used to increase productive output; amending s. 212.08, F.S.; deleting a limitation on an exemption from the sales tax for such machinery and equipment each year; deleting an exemption for such machinery and equipment used to expand certain printing manufacturing facilities or plant units; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Government Efficiency Appropriations; and Ways and Means.

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By Senator Garcia—

**SB 618**—A bill to be entitled An act relating to community residential homes; amending s. 419.001, F.S.; requiring that a local government approve the location of certain community residential homes; providing an effective date.

—was referred to the Committees on Children and Families; Community Affairs; and Health and Human Services Appropriations.

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By Senator Bennett—

**SB 620**—A bill to be entitled An act relating to the wireless emergency telephone system; amending s. 11.45, F.S.; removing the annual audit of the Wireless Emergency Telephone System Fund from the duties of the Auditor General; amending s. 364.02, F.S.; revising fee schedules for providers of interexchange telecommunications services; amending s. 365.172, F.S.; adding definitions relating to wireless telephone communications; revising duties of the Wireless 911 Board; requiring the hiring of an executive director and an independent, private attorney; providing legislative intent regarding the emergency wireless telephone system; providing standards for local governments to follow when regulating the placement, construction, or modification of a wireless communications facility; directing local governments to grant or deny properly completed applications within specified time periods; providing procedures for a provider of wireless communications services to submit an application for local approval; directing local governments to notify a provider in writing of the deficiencies in an application; directing local governments to notify a provider in writing whether the resubmission of information properly completes the application; permitting local governments to continue requesting information until the application deficiencies are cured; providing for a limited review by a local government of an accessory wireless communications facility; prohibiting local governments from imposing certain restrictions on wireless communications facilities; providing that a person who is adversely affected by a decision of a local government relating to a wireless communications facility may bring an action within a specified period; providing for the computation of the time period; amending s. 365.173, F.S.; directing how a county may use funds derived from the E911 fee; requiring the board of county commissioners to appropriate the funds to the proper uses; removing the requirement that the Auditor General annually audit the E911 fund; amending s. 337.401, F.S.; requiring municipalities and counties to treat communications services providers in a manner that is competitively neutral and nondiscriminatory when using public roads and rights-of-ways; prohibiting municipalities and counties from requiring communications services providers to obtain a license or franchise from the municipality or county; providing an effective date.

—was referred to the Committees on Communications and Public Utilities; Community Affairs; Governmental Oversight and Productivity; and Government Efficiency Appropriations.

By Senator Lynn—

**SB 622**—A bill to be entitled An act relating to community mental health services as optional Medicaid services; amending s. 409.906, F.S.; eliminating authorization for the Agency for Health Care Administration to operate a behavioral health utilization management program; eliminating the agency's authorization to implement certain reimbursement and use-management reforms; providing an effective date.

—was referred to the Committees on Health Care; and Health and Human Services Appropriations.

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**SR 624**—Not referenced.

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By Senators Constantine and Campbell—

**SB 626**—A bill to be entitled An act relating to environmental health; creating s. 381.0069, F.S.; providing for the regulation of portable restroom contracting; providing definitions; requiring a portable restroom contractor to apply for registration with the Department of Health; providing requirements for registration, including an examination; providing for administration; providing rulemaking authority; providing for renewal of registration, including continuing education; providing for authorization of business entities providing portable restroom contracting services under a fictitious name; providing grounds for suspension or revocation of registration or authorization; providing fees; providing penalties and prohibitions; amending s. 381.0061, F.S.; authorizing imposition of an administrative fine for violating portable restroom contracting requirements; amending s. 381.0065, F.S.; specifying the department's powers and duties with respect to regulating portable restroom facilities and the individuals or businesses that provide and service such facilities; authorizing the department to enter the business premises of any portable restroom contractor to determine compliance and for the purpose of enforcement; authorizing issuance of a citation for a violation of portable restroom contracting requirements which may contain an order of correction or a fine; providing an effective date.

—was referred to the Committees on Health Care; Government Efficiency Appropriations; and Health and Human Services Appropriations.

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**SR 628**—Not referenced.

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By Senator Margolis—

**SB 630**—A bill to be entitled An act relating to the corporate income tax; providing a credit against the tax for contributions to nonprofit cultural organizations; providing legislative purpose; defining terms; providing limitations on individual credits; providing that the unused amount of a credit may not be carried forward; prohibiting conveying, assigning, or transferring the credit to another entity except as specified; providing for administration by the Department of Revenue and the Division of Cultural Affairs of the Department of State; requiring the department and the division to adopt rules; providing a tax credit for donations to the Fine Arts Trust Fund; providing that the unused amount of a credit may not be carried forward; prohibiting conveying, assigning, or transferring the credit to another entity, except as specified; providing application procedures; providing for rulemaking by the Department of Revenue and the Department of State; providing legislative intent with respect to the order in which credits may be applied; providing for an addition to taxable income for purposes of computing adjusted federal income, to conform; specifying the maximum amount of annual tax credits which may be granted under the act; providing for expiration of the act; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Government Efficiency Appropriations; and Ways and Means.

By Senator Bennett—

**SB 632**—A bill to be entitled An act relating to prompt payment for construction services; amending s. 218.70, F.S.; providing a short title; amending s. 218.72, F.S.; redefining terms used in part VII of ch. 218, F.S.; amending s. 218.735, F.S.; revising provisions relating to timely payment for purchases of construction services; revising deadlines for payment; providing procedures for project closeout and payment of retainage; providing requirements for local government construction retainage; providing that ss. 218.72-218.76, F.S., apply to the payment of any payment request for retainage; providing exceptions; creating s. 255.0705, F.S.; providing a short title; amending s. 255.071, F.S.; revising deadlines for the payment of subcontractors, sub-subcontractors, materialmen, and suppliers on construction contracts for public projects; creating ss. 255.072, 255.073, 255.074, 255.075, 255.076, 255.077, and 255.078, F.S.; providing definitions; providing for timely payment for purchases of construction services by a public entity; providing procedures for calculating payment-due dates; providing procedures for handling improper payment requests; providing for an award of court costs and attorney's fees; providing for the resolution of disputes; providing for project closeout and payment of retainage; providing that ss. 255.072-255.076, F.S., apply to the payment of any payment request for retainage; providing exceptions; amending s. 255.05, F.S.; providing requirements for certain notices of nonpayment served by a claimant who is not in privity with the contractor; providing limitations on a claimant's institution of certain actions against a contractor or surety; amending s. 95.11, F.S., to conform a cross-reference; providing that specified sections of the act do not apply to certain pending contracts and projects; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Community Affairs; Regulated Industries; and General Government Appropriations.

By Senator Bennett—

**SB 634**—A bill to be entitled An act relating to alarm system contracting; amending s. 633.702, F.S.; providing a criminal penalty for intentionally or willfully installing, servicing, testing, repairing, improving, or inspecting a fire alarm system without being in compliance with s. 489.5185, F.S., relating to licensure requirements for fire alarm system agents; providing an effective date.

—was referred to the Committees on Banking and Insurance; Criminal Justice; and Regulated Industries.

By Senator Argenziano—

**SB 636**—A bill to be entitled An act relating to the Career Service System; amending s. 110.227, F.S.; revising requirements for disciplining an employee; providing for appeals of agency actions imposing penalties on employees to be reviewed by administrative law judges; revising review procedures; providing standards for awards of back pay; amending s. 447.207, F.S., relating to powers and duties of the Public Employees Relations Commission, to conform; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Judiciary; and Ways and Means.

By Senators Wise, Geller, King and Campbell—

**SB 638**—A bill to be entitled An act relating to title insurance; amending s. 624.608, F.S.; redefining the term "title insurance" to include insurance for personal property; amending s. 627.7711, F.S.; redefining the term "related title services" to include services relating to transactions in personal property; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; and Rules and Calendar.

By Senator Rich—

**SB 640**—A bill to be entitled An act relating to educational facilities; creating s. 1013.135, F.S.; requiring each district school board to adopt and implement an indoor air quality program; requiring annual reports to the Department of Education; requiring uniform air quality inspections and evaluations; providing requirements for educational facility sites and project plans; providing requirements for heating, ventilating, and air-conditioning systems; requiring maintenance of records; requiring school district or educational facility indoor air quality committees; requiring indoor environmental quality training programs for staff; providing an effective date.

—was referred to the Committees on Education; Environmental Preservation; and Education Appropriations.

By Senators Rich and Wise—

**SB 642**—A bill to be entitled An act relating to traffic regulations; amending s. 316.1303, F.S.; requiring vehicle operators to stop and yield to mobility-impaired pedestrians who are assisted by guide dogs or other service animals; providing a penalty; providing an effective date.

—was referred to the Committees on Transportation; and Community Affairs.

By Senator Wise—

**SB 644**—A bill to be entitled An act relating to highway safety; amending s. 316.650, F.S.; providing for a parental notification system to be developed by the Department of Highway Safety and Motor Vehicles; requiring notification to the parent, guardian, or other responsible adult who signed the driver license application of a person under 18 years of age when a written warning or citation has been issued to that person for a violation of traffic law; providing for content of the notification; amending s. 322.09, F.S.; requiring a parent, guardian, or other responsible adult signing the driver license application of a minor to provide certain contact information; providing an effective date.

—was referred to the Committees on Transportation; Criminal Justice; and Transportation and Economic Development Appropriations.

By Senator Campbell—

**SB 646**—A bill to be entitled An act relating to youthful offenders; amending s. 958.045, F.S.; providing for notice to state attorneys prior to placement of juvenile offenders in boot camp programs; revising sentencing provisions for juvenile offenders who violate the terms of their probation; providing an effective date.

—was referred to the Committees on Criminal Justice; and Justice Appropriations.

By Senator Campbell—

**SB 648**—A bill to be entitled An act relating to hurricane preparedness; providing an exemption from the sales and use tax for sales of certain tangible personal property for a certain period for certain purposes; authorizing the Department of Revenue to adopt certain rules; providing an effective date.

—was referred to the Committees on Domestic Security; Government Efficiency Appropriations; and Ways and Means.

By Senator Bennett—

**SB 650**—A bill to be entitled An act relating to commercial and recreational fishing working waterfronts; expressing the legislative intent to

revise laws relating to commercial and recreational fishing working waterfronts; providing an effective date.

—was referred to the Committees on Community Affairs; Environmental Preservation; Government Efficiency Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Sebesta—

**SB 652**—A bill to be entitled An act relating to public construction bonds; amending s. 255.05, F.S.; revising requirements for the form used for public construction bonds; requiring payment provisions of public construction bonds to be construed as statutory bonds; requiring payment bond forms to reference notice and time limitation provisions; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Judiciary.

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By Senator Haridopolos—

**SB 654**—A bill to be entitled An act relating to administrative expunction of nonjudicial arrest records; amending s. 943.0581, F.S.; requiring the arresting law enforcement agency to apply to the Department of Law Enforcement for the administrative expunction of certain nonjudicial records of arrest; authorizing certain persons to apply directly to the department for administrative expunction in certain circumstances; requiring such persons to support such application with an endorsement; providing that an application or endorsement may not be admitted into evidence or construed as an admission of liability; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Rules and Calendar.

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By Senators Haridopolos, Posey, Wise, Peaden, Fasano and Campbell—

**SB 656**—A bill to be entitled An act relating to law enforcement and correctional officers; providing a popular name; amending s. 112.19, F.S.; providing death benefits for law enforcement, correctional, or correctional probation officers in certain circumstances; amending s. 112.532, F.S.; providing a limitations period for certain actions involving the discipline, demotion, or dismissal of a law enforcement officer or correctional officer; providing for written notification of such actions; providing exceptions to the limitations period; providing for the reopening of investigations and subsequent disciplinary action in certain circumstances; reenacting ss. 110.123(4)(e), 112.19(3), as amended by chs. 2002-191 and 2004-357, Laws of Florida, 112.19(3), as amended by chs. 2002-232, 2003-1, and 2004-357, Laws of Florida, 250.34(4), 285.18(2)(c), 943.04(2)(d), and 943.68(2), F.S., relating to contributions under the state group insurance program, educational benefits for children and spouses of certain law enforcement personnel, benefits for certain members of the Florida National Guard, benefits for certain law enforcement personnel employed by tribal councils, benefits for certain law enforcement personnel employed by the Department of Law Enforcement in the Criminal Justice Investigations and Forensic Science Program, and benefits for certain law enforcement personnel employed by the Department of Law Enforcement to provide certain security involving the Governor, respectively, for the purpose of incorporating the amendment to s. 112.19, F.S., in references thereto; providing applicability; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Productivity; and Ways and Means.

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By Senator Sebesta—

**SB 658**—A bill to be entitled An act relating to the University of South Florida St. Petersburg; amending s. 1004.33, F.S.; authorizing the Campus Board of the university to forward a proposal to levy a student-center-support fee to the University of South Florida Board of Trustees

for approval; providing a standard for the maximum amount of the fee; providing procedures; prohibiting the inclusion of the fee in calculating the amount a student receives under specified scholarship awards; providing an effective date.

—was referred to the Committees on Education; Education Appropriations; and Ways and Means.

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By Senator Carlton—

**SB 660**—A bill to be entitled An act relating to assets held in benefit plans; amending s. 222.22, F.S.; exempting from legal process in favor of creditors or other claimants assets held in qualified tuition programs, in certain medical savings accounts, or in Coverdell education savings accounts; amending s. 710.102, F.S.; redefining the term “benefit plan,” and defining the term “qualified minor’s trust,” as used in the Florida Uniform Transfers to Minors Act; amending s. 710.104, F.S.; including benefit plans in the types of property that a custodian may be named to receive on behalf of a minor; amending s. 710.108, F.S.; allowing a benefit plan to be transferred to a custodian of a minor who does not have a conservator by an obligor of the minor; amending s. 710.116, F.S.; allowing a minor’s custodian, without court order, to transfer custodial property to a qualified minor’s trust; providing implications of the transfer; amending s. 733.808, F.S.; providing for the disposition of benefits under a benefit plan after the death of an owner of or participant in the plan; amending s. 744.301, F.S.; providing for the parents or natural guardians of a minor child to collect, receive, manage, and dispose of and make elections regarding the proceeds of an annuity contract payable to a minor child or of a benefit plan of which the minor is a beneficiary, participant, or owner, without appointment, authority, or bond, if the proceeds equal less than a specified maximum amount; providing an effective date.

—was referred to the Committees on Judiciary; and Banking and Insurance.

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By Senator Clary—

**SB 662**—A bill to be entitled An act relating to hospitals that provide charity care; creating a commission to study the effect of the 2004 hurricane season on certain hospitals and identify hospitals unable to comply with the Florida Building Code or located in flood-prone areas; providing for membership, reimbursement, and duties of the study commission; requiring the Department of Community Affairs to provide staff for the study commission; requiring the commission to submit a report and recommendations to the Governor and the Legislature; providing an effective date.

—was referred to the Committees on Health Care; Community Affairs; and Governmental Oversight and Productivity.

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By Senator Clary—

**SB 664**—A bill to be entitled An act relating to the International Certificate of Education programs; amending s. 1002.20, F.S.; adding programs to the list of public school choice options; amending s. 1002.23, F.S.; adding programs to the list of rigorous academic programs included in a parent guide; amending s. 1007.22, F.S.; adding the Advanced International Certificate of Education to acceleration mechanisms requiring postsecondary institution collaboration; amending s. 1007.261, F.S.; revising the list of courses designated as advanced level fine arts courses; amending s. 1007.27, F.S.; providing an exemption from examination fees for students enrolled in the International General Certificate of Secondary Education Program; amending s. 1009.531, F.S.; providing additional course weights for purposes of determining eligibility for the Florida Bright Futures Scholarship Program; amending s. 1009.534, F.S.; revising eligibility requirements for the Florida Academic Scholars award; including students completing or receiving a curriculum or diploma in an Advanced International Certificate of Education; amending s. 1009.535, F.S.; revising eligibility requirements for the Florida Medalion Scholars award; including students completing a curriculum in an Advanced International Certificate of Education; amending s. 1011.62, F.S.; revising test score requirements necessary to generate funding to

match the current test-scoring scale; providing a formula for calculating additional full-time equivalent membership based on International General Certificate of Secondary Education examination scores and program completion; reenacting s. 1011.69(2), F.S., relating to equity in school-level funding, to incorporate the amendment to s. 1011.62, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Education; and Education Appropriations.

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By Senator Posey—

**SB 666**—A bill to be entitled An act relating to surcharges and taxes on alcoholic beverages; amending s. 561.501, F.S.; eliminating the surcharge imposed on the sale of alcoholic beverages for consumption on the premises; providing for the future expiration of provisions governing imposition of the surcharge; amending s. 561.121, F.S.; requiring that a portion of the proceeds from certain excise taxes on alcoholic beverages be deposited into the Children and Adolescents Substance Abuse Trust Fund within the Department of Children and Family Services; amending s. 561.025, F.S., relating to the Alcoholic Beverage and Tobacco Trust Fund; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Government Efficiency Appropriations; Health and Human Services Appropriations; and Ways and Means.

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By Senators Jones and Fasano—

**SB 668**—A bill to be entitled An act relating to defibrillators in state parks; creating s. 258.0165, F.S.; encouraging state parks to have a functioning automated external defibrillator; requiring training, maintenance, and location registration; providing immunity from liability under the Good Samaritan Act and the Cardiac Arrest Survival Act; authorizing the Division of Recreation and Parks to adopt rules; providing an appropriation; providing an effective date.

—was referred to the Committees on Environmental Preservation; Health Care; Judiciary; and General Government Appropriations.

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By Senator Jones—

**SB 670**—A bill to be entitled An act relating to community colleges; amending s. 1009.23, F.S.; revising provisions relating to the fee for capital improvements, technology enhancements, or equipping student buildings and the use thereof; providing requirements for the issuance and validation of bonds; revising provisions relating to the allocation for child care centers; amending s. 1011.83, F.S.; providing for funding a community college authorized to grant baccalaureate degrees; providing an effective date.

—was referred to the Committees on Education; and Education Appropriations.

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**SB 672**—Withdrawn prior to introduction.

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By Senator Saunders—

**SB 674**—A bill to be entitled An act relating to the Big Cypress Area of Critical State Concern; amending s. 380.055, F.S.; excluding the Plantation Island Subdivision in Collier County from the designated area; providing an effective date.

—was referred to the Committees on Community Affairs; and Environmental Preservation.

By Senator Saunders—

**SB 676**—A bill to be entitled An act relating to public records and meetings; creating s. 383.411, F.S.; exempting from public disclosure certain personal information concerning child fatalities investigated by the State Child Abuse Death Review Committee, a local committee, or a panel or committee assembled by the state committee or a local committee; exempting portions of meetings of the state committee, a local committee, or a panel or committee assembled by the state committee or a local committee from public meetings requirements if certain personal information is discussed; providing that information made confidential under the act retains its confidential status; providing that information contained in records acquired by the State Child Abuse Death Review Committee or a local committee is not subject to subpoena, discovery, or introduction into evidence in a civil or criminal proceeding; authorizing the state committee and a local committee to share information with each other committee; providing a penalty for the unauthorized disclosure of confidential information concerning child fatalities; providing for future repeal and legislative review under the Open Government Sunset Review Act; providing a statement of public necessity; repealing s. 383.410, F.S., relating to an exemption from public records and meetings requirements formerly provided for records held by the State Child Abuse Death Review Committee, a local committee, or a panel or committee assembled by the state committee or a local committee; providing an effective date.

—was referred to the Committees on Health Care; Governmental Oversight and Productivity; and Rules and Calendar.

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By Senator Campbell—

**SB 678**—A bill to be entitled An act relating to trademarks; creating s. 495.001, F.S.; providing a popular name; amending s. 495.011, F.S.; providing definitions; amending s. 495.021, F.S.; precluding registration of certain marks; amending s. 495.027, F.S.; conforming provisions; amending s. 495.031, F.S.; providing requirements for information to be contained in an application for registration of a mark; authorizing the Secretary of State to require certain information in an application; requiring the application to be signed and verified by oath; requiring the application to be accompanied by three specimens showing the mark; requiring the application to be accompanied by a fee; creating s. 495.035, F.S.; providing filing guidelines for applications; amending s. 495.061, F.S.; providing for the issuance of a certificate of registration by the secretary; amending s. 495.071, F.S.; providing guidelines for the renewal of marks; providing duration of effectiveness for the mark; amending s. 495.081, F.S.; providing for the assignability of marks; providing for change of name certificates for registrants; authorizing certain instruments to be recorded; providing acknowledgment of recording as prima facie evidence of the execution of an assignment or other instrument; authorizing a photocopy of any instrument to be acceptable for recording; amending s. 495.091, F.S.; requiring the secretary to record all marks registered with the state; amending s. 495.101, F.S.; requiring the secretary to cancel certain marks; amending s. 495.111, F.S., requiring the secretary to establish a classification of goods and services; amending s. 495.121, F.S.; conforming provisions; amending s. 495.131, F.S.; conforming provisions; amending s. 495.141, F.S.; providing remedies for the unauthorized use of a mark; removing provisions regarding the assessment of plaintiff's profits; creating s. 495.145, F.S.; providing a forum for actions regarding registration; providing service on out-of-state residents; amending s. 495.151, F.S.; providing for an injunction in cases of dilution of a famous mark; providing factors to consider in determining a mark to be famous; providing damages in certain circumstances of dilution; amending s. 495.161, F.S.; deleting provisions relating to the diminishing of certain common-law rights; creating s. 495.165, F.S.; requiring the secretary to prescribe certain fees; amending s. 495.171, F.S.; providing application and legislative intent; providing for severability; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Judiciary; Transportation and Economic Development Appropriations; and Ways and Means.

By the Committee on Communications and Public Utilities—

**SB 680**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 202.195, F.S., relating to an exemption from public-records requirements for proprietary confidential business information obtained from a telecommunications company or franchised cable company by a local governmental entity; saving the exemption from repeal under the Open Government Sunset Review Act; clarifying the definition of the term “proprietary confidential business information”; deleting provisions that provide for the repeal of the exemption; providing an effective date.

—was referred to the Committees on Communications and Public Utilities; Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Saunders—

**SJR 682**—A joint resolution proposing the repeal of Section 25 of Article X of the State Constitution, relating to a patient's right to know about adverse medical incidents.

—was referred to the Committees on Health Care; Judiciary; and Rules and Calendar.

By Senator Saunders—

**SJR 684**—A joint resolution proposing the repeal of Section 26 of Article X of the State Constitution, relating to prohibition of medical license after repeated medical malpractice.

—was referred to the Committees on Health Care; Judiciary; and Rules and Calendar.

By the Committee on Transportation—

**SB 686**—A bill to be entitled An act relating to the disposition of traffic infractions; amending s. 318.14, F.S.; providing that a person who is cited for a noncriminal traffic infraction may elect to attend, under certain circumstances, an intermediate driver improvement course approved by the Department of Highway Safety and Motor Vehicles; providing requirements for such election; amending s. 322.025, F.S.; requiring that the department deduct points from a person's driving record for certain traffic violations in another state or under federal law; providing that such person may elect to attend a driver improvement course; providing certain limitations; amending s. 318.1451, F.S., relating to a fee collected by driver improvement schools; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Transportation; and Judiciary.

By Senator Lynn—

**SB 688**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.055, F.S.; permitting community college employees who are members of the Senior Management Service Class, and who otherwise qualify, to elect membership in the defined benefit plan of the system; prescribing requirements in making such election; providing for payment of the costs of such membership; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Productivity; and Ways and Means.

By Senator Lynn—

**SB 690**—A bill to be entitled An act relating to early childhood immunizations; prohibiting the use of vaccines that contain thimerosal or

mercury in immunizing a minor against communicable diseases; providing an effective date.

—was referred to the Committee on Health Care.

By Senator Geller—

**SCR 692**—A concurrent resolution renumbering current Joint Rule 8 and creating a new Joint Rule 8 of the Joint Rules of the Legislature relating to duties of the Joint Legislative Sales and Use Tax Exemption Review Committee.

—was referred to the Committees on Commerce and Consumer Services; Government Efficiency Appropriations; Ways and Means; and Rules and Calendar.

By Senator Geller—

**SB 694**—A bill to be entitled An act relating to the Joint Legislative Sales and Use Tax Exemption Review Committee; creating s. 11.95, F.S.; creating the Joint Legislative Sales and Use Tax Exemption Review Committee for the purpose of reviewing exemptions from the general state sales and use tax; providing for appointments to and organization of the committee; specifying duties and procedures with respect to such review; providing for open meetings; providing for reports; requiring continuing periodic review of sales and use tax exemptions; providing a period of exemption from review for newly enacted exemptions; providing applicability to other legislation proposing to modify, repeal, or enact an exemption; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Government Efficiency Appropriations; Ways and Means; and Rules and Calendar.

By Senators Smith, Haridopolos, Fasano, Argenziano and Bullard—

**SB 696**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; expanding the tax exemption provided for certain farm equipment to provide that such equipment is entirely exempt from the sales tax; exempting from the tax generators used exclusively on a farm or in the agricultural production of crops or products; providing an effective date.

—was referred to the Committees on Agriculture; Government Efficiency Appropriations; and Ways and Means.

By Senator Sebesta—

**SB 698**—A bill to be entitled An act relating to public records; creating s. 516.115, F.S.; creating an exemption from public records requirements for information obtained by the Office of Financial Regulation of the Financial Services Commission in connection with active investigations and examinations under the Florida Consumer Finance Act; providing for future legislative review and repeal; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; Governmental Oversight and Productivity; and Rules and Calendar.

By Senators Smith, Haridopolos, Fasano, Argenziano and Bullard—

**SB 700**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; expanding the exemption from taxation provided for liquefied petroleum gas and other fuel used to heat structures in which started pullets or broilers are raised; providing a tax exemption for electricity, liquefied petroleum gas, and other fuel used on a farm; providing an effective date.

—was referred to the Committees on Agriculture; Government Efficiency Appropriations; and Ways and Means.

By Senator Peadar—

**SB 702**—A bill to be entitled An act relating to the area health education center network; amending s. 381.0402, F.S.; requiring the Department of Health to cooperate with specified medical schools in maintaining and evaluating the network; expanding the purposes of the network; requiring the department to contract with the named medical schools to provide funds to the network; providing that the persons to be served by the network are “medically underserved populations” rather than “low-income people”; requiring that the center assist in linking the provision of primary care services to medically underserved populations with the education of students in the health care professions and of health care providers serving medically underserved populations, as well as that of medical students, interns, and residents; providing an effective date.

—was referred to the Committees on Health Care; Education; and Health and Human Services Appropriations.

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By Senator Bennett—

**SB 704**—A bill to be entitled An act relating to government contracting; amending s. 945.025, F.S.; providing that a revenue-generating contract entered into by the Department of Corrections in which a vendor uses governmental authority or property to sell goods or services is subject to the same procedures as the procurement of certain contractual services; providing an effective date.

—was referred to the Committees on Criminal Justice; and Governmental Oversight and Productivity.

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By Senator Bennett—

**SB 706**—A bill to be entitled An act relating to motor vehicle warranties; requiring warranties to automatically transfer to subsequent purchasers; providing that extended warranties do not take effect until the end of the manufacturer’s standard warranty; providing an effective date.

—was referred to the Committees on Transportation; Commerce and Consumer Services; and Banking and Insurance.

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By Senator Bennett—

**SB 708**—A bill to be entitled An act relating to workers’ compensation; amending s. 440.055, F.S.; requiring an employer with fewer than four employees who has elected alternative coverage to workers’ compensation to post notice at each worksite to this effect; amending s. 440.075, F.S.; providing that every corporate officer who elects alternative coverage must proceed at common law in any action to recover damages for injury or death brought against the employer; amending s. 440.077, F.S.; providing that an officer of a corporation who elects alternative coverage may not recover workers’ compensation benefits; creating s. 440.095, F.S.; providing for alternative coverage to regular workers’ compensation; prescribing benefits included in alternative coverage; prescribing a schedule of benefits for specified injuries; authorizing the Financial Services Commission to adopt rules specifying policies providing alternative coverages; amending s. 440.02, F.S.; redefining the terms “employee,” “employer,” and “employment” for purposes of unemployment compensation coverage; deleting the power of corporate officers and certain others to elect exemption from workers’ compensation coverage; amending s. 440.04, F.S.; providing that a corporate officer who has elected alternative coverage may revoke that election; amending s. 440.05, F.S.; prescribing procedures for giving notice of election of alternative coverage and of revocation of that election; amending s. 440.10, F.S.; providing for subcontractors to give evidence of alternative coverage to contractors, when applicable; amending s. 440.105, F.S.; providing penalties for an employer that coerces an employee into electing alternative coverage; amending ss. 489.115, 489.515, F.S., to conform; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Judiciary.

By Senators Fasano, Jones, Wise, Klein and Sebesta—

**SB 710**—A bill to be entitled An act relating to the community contribution tax credit; amending s. 212.08, F.S.; requiring the Office of Tourism, Trade, and Economic Development to reserve portions of certain annual tax credits for eligible sponsors of certain low-income housing projects; providing requirements, criteria, and limitations; extending an expiration date; amending s. 220.03, F.S.; revising a definition to delete a provision authorizing the office to reserve certain portions of available annual tax credits for certain low-income housing purposes; amending s. 220.183, F.S.; increasing the amount of available annual community contribution tax credits; revising eligibility criteria; requiring the Office of Tourism, Trade, and Economic Development to reserve portions of certain annual tax credits for eligible sponsors of certain low-income housing projects; providing requirements, criteria, and limitations; extending an expiration date; providing an effective date.

—was referred to the Committees on Community Affairs; Commerce and Consumer Services; Government Efficiency Appropriations; Transportation and Economic Development Appropriations; and Ways and Means.

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By Senator Wilson—

**SB 712**—A bill to be entitled An act relating to campaign financing; creating ss. 106.401-106.425, F.S., to establish the “Florida Clean Elections Act”; providing a short title; providing findings and declarations; defining terms; providing eligibility requirements for clean-money campaign funding for candidates for statewide or legislative office; providing transitional requirements for the current election cycle; providing a continuing obligation to comply; providing limitations on contributions and expenditures; providing limitations on the use of personal funds; providing for seed-money contributions; providing for participation in debates; providing for certification of eligibility; specifying benefits for participating candidates; providing for the amounts and payment schedule of clean-money funding; providing limitations on the expenditure of clean-money funds; providing for disclosure of excess spending by nonparticipating candidates; providing for disclosure of and additional clean money to respond to independent expenditures; providing for disclosure of and additional clean money to respond to issue advertisements; directing the Secretary of State to create a nonpartisan Voter Information Commission and providing its duties; requiring publicly funded television and radio stations to provide free coverage of debates for specified elections; providing limitations on mailing privileges of certain public officials; providing revenue sources for the Clean Money Trust Fund; providing for the administration and dispersal of clean-money funds; providing limits on political party contributions and expenditures; amending s. 106.011, F.S.; redefining the term “political advertisement”; amending s. 106.021, F.S.; eliminating authorization for unrestricted expenditures by political committees and political parties to jointly endorse three or more candidates; amending s. 106.08, F.S.; providing limits on contributions to political parties; revising limits on contributions to candidates by political parties; providing penalties; amending s. 106.087, F.S.; eliminating a restriction on independent expenditures by certain political committees and committees of continuous existence; conforming a cross-reference; reenacting s. 106.19(1) and (3), F.S., relating to penalties, to incorporate the amendments to ss. 106.08 and 106.265, F.S., in references thereto; amending s. 106.29, F.S.; revising reporting requirements of political parties; conforming cross-references; repealing ss. 106.30-106.36, F.S., the “Florida Election Campaign Financing Act,” to conform; amending ss. 106.07, 106.141, 106.22, 106.265, 320.02, 322.08, 328.72, 607.1622, F.S.; revising references and providing for deposit of various fines, surplus funds, and voluntary contributions in the Clean Money Trust Fund, to conform; providing for a surcharge on civil penalties to be deposited into the trust fund and for deposit of the surcharge funds into the trust fund; reenacting ss. 106.143(8) and 106.144(2), F.S., relating to the circulation of political advertisements and endorsements or opposition by certain groups and organizations, to

incorporate the amendment to s. 106.265, F.S., in references thereto; providing severability; providing a contingent effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; Governmental Oversight and Productivity; Government Efficiency Appropriations; and Transportation and Economic Development Appropriations.

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By Senator Wilson—

**SB 714**—A bill to be entitled An act relating to trust funds; creating s. 106.426, F.S.; creating the Clean Money Trust Fund, to be administered by the Department of State; providing for source of funds and purposes; providing for review and termination or re-creation of the trust fund; providing a contingent effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; Governmental Oversight and Productivity; Government Efficiency Appropriations; and Transportation and Economic Development Appropriations.

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By Senator Argenziano—

**SB 716**—A bill to be entitled An act relating to agricultural economic development; creating s. 70.005, F.S.; providing a cause of action for landowners aggrieved by certain changes to agricultural land use; amending s. 163.2514, F.S.; defining the term “agricultural enclave” for purposes of growth policy; amending s. 163.2517, F.S.; authorizing the owner of land defined as an agricultural enclave to apply for an amendment to the local government comprehensive plan; providing requirements relating to application for a comprehensive plan amendment; amending s. 163.3187, F.S.; providing that a large scale comprehensive plan amendment adopted as a result of informal mediation may be approved without regard to the statutory frequency limits; creating s. 259.047, F.S.; providing requirements relating to purchase of land on which an agricultural lease exists; amending s. 373.0361, F.S.; providing for recognition that alternative water source options for agricultural self-suppliers are limited; amending s. 373.2234, F.S.; correcting a cross-reference; amending s. 373.236, F.S.; requiring water management districts to inform landowners of the option to obtain certain consumptive use permits; creating s. 373.407, F.S.; providing for memoranda of agreement regarding qualification for agricultural-related exemptions; providing an effective date.

—was referred to the Committees on Agriculture; Community Affairs; and Environmental Preservation.

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By Senator Sebesta—

**SB 718**—A bill to be entitled An act relating to the Department of Transportation; amending s. 337.251, F.S.; authorizing the department to adopt rules governing the leasing of property for joint public-private development; amending s. 339.55, F.S.; establishing a maximum limit on state-funded infrastructure bank loans to the State Transportation Trust Fund; amending s. 373.4137, F.S.; revising the requirements for projects intended to mitigate the adverse effects of transportation projects; removing the Department of Environmental Protection from the mitigation process; revising requirements for the Department of Transportation and the transportation authorities with respect to submitting plans and inventories; authorizing the use of current-year funds for future projects; revising the requirements for reconciling escrow accounts used to fund mitigation projects; authorizing payments to a water management district to fund the costs of future maintenance and monitoring; requiring specified lump-sum payments to be used for the mitigation costs of certain projects; authorizing a governing board of a water management district to approve the use of mitigation funds for certain future projects; requiring that mitigation plans be approved by the water management district rather than the Department of Environmental Protection; providing an effective date.

—was referred to the Committees on Transportation; Environmental Preservation; and Transportation and Economic Development Appropriations.

By Senator Wise—

**SB 720**—A bill to be entitled An act relating to health care; amending s. 400.506, F.S.; deleting the requirement that a registered nurse referred by a nurse registry make monthly visits to a patient; amending ss. 413.402 and 413.4021, F.S.; making permanent the program for personal care attendants for spinal cord injury victims; providing powers and duties of the Department of Health with respect to the program; providing criteria for participation in the program; providing for an oversight workgroup; increasing the percentage of revenues collected from persons who fail to remit sales tax which shall be deposited into the Florida Endowment Foundation for Vocational Rehabilitation for the purpose of administering the program; providing an effective date.

—was referred to the Committees on Health Care; Education; Judiciary; and Health and Human Services Appropriations.

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By Senator Wise—

**SB 722**—A bill to be entitled An act relating to Internet screening in public libraries; creating s. 257.44, F.S.; defining terms; requiring public libraries to provide technology that protects against Internet access to specified proscribed visual depictions; allowing adults to request disablement of the technology for specified purposes; prohibiting a public library from maintaining a record of adults who request such disablement; requiring a public library to post notice of its Internet safety policy; providing for the assessment of a fine and attorney’s fees and costs in connection with a violation by a public library; directing the Division of Library and Information Services within the Department of State to adopt rules requiring a written attestation of compliance as a condition of state funding; providing that no cause of action arises for a violation by a public library except as provided; providing a finding of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Community Affairs; Communications and Public Utilities; and Judiciary.

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By Senators Margolis and Baker—

**SB 724**—A bill to be entitled An act relating to affordable housing for the elderly; amending s. 420.5087, F.S.; increasing the cap on certain loan amounts available to sponsors of housing for the elderly; providing an effective date.

—was referred to the Committees on Community Affairs; and Transportation and Economic Development Appropriations.

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By the Committee on Judiciary—

**SB 726**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 787.03, F.S., relating to a public-records exemption provided for information submitted to the sheriff or state attorney for the purpose of obtaining immunity from prosecution for the offense of interference with custody; limiting the information covered by the public-records exemption; saving the exemption from repeal under the Open Government Sunset Review Act; deleting provisions providing for the repeal of the exemption; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Productivity; and Rules and Calendar.

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By Senators Wilson and Rich—

**SB 728**—A bill to be entitled An act relating to sentencing juveniles; amending s. 985.233, F.S.; authorizing the court to sentence a juvenile as an adult using a combination of juvenile and adult sanctions; directing the court to sentence the juvenile to any sentence authorized by ch. 948, F.S.; requiring the juvenile to successfully complete a juvenile residential commitment program; authorizing the court, under specified

circumstances, to sanction the juvenile as if the juvenile had violated an adult sanction of community control or probation; reenacting s. 985.226(1), F.S., relating to the volunteer waiver of juvenile court jurisdiction, to incorporate the amendments made to s. 985.233, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Justice Appropriations.

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By Senator Fasano—

**SB 730**—A bill to be entitled An act relating to the prohibition on prostitution; amending s. 796.07, F.S.; redefining the term “lewdness” to mean an indecent or obscene act done in the presence of any person, including a law enforcement officer; providing an effective date.

—was referred to the Committee on Criminal Justice.

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By Senator Bennett—

**SB 732**—A bill to be entitled An act relating to motor vehicles; providing a popular name; creating the “Road Rage Reduction Act”; providing legislative intent; amending s. 316.081, F.S.; requiring operators of motor vehicles to drive in the right-hand lane on certain highways; providing exceptions; providing penalties for violation; amending s. 322.27, F.S.; providing for the assessment of points for violating specified provisions that require operators of motor vehicles to drive on the right side of the road; requiring the Department of Highway Safety and Motor Vehicles to provide an educational awareness campaign; providing an effective date.

—was referred to the Committees on Transportation; and Criminal Justice.

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By Senators Dockery and Baker—

**SB 734**—A bill to be entitled An act relating to safety belts on school buses; amending s. 316.6145, F.S.; providing that it is optional rather than mandatory for school districts to purchase and use school buses that are equipped with safety belts or other federally approved restraint systems; deleting a provision relating to elementary schools’ receiving first priority in the allocation of school buses equipped with restraint systems; providing for retroactivity; providing an effective date.

—was referred to the Committees on Transportation; Education; and Rules and Calendar.

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**SB 736**—Withdrawn prior to introduction.

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By Senators Fasano, Haridopolos, Crist, Wise, Smith and Webster—

**SB 738**—A bill to be entitled An act relating to the Criminal Justice Standards and Training Commission; amending s. 943.11, F.S.; requiring that the members of the commission who are law enforcement officers and who are appointed by the Governor be chosen from a list of nominees submitted by a collective bargaining agent certified by the Public Employees Relations Commission; providing an effective date.

—was referred to the Committees on Criminal Justice; and Governmental Oversight and Productivity.

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By Senator Siplin—

**SB 740**—A bill to be entitled An act relating to Three Kings Day; creating s. 683.33, F.S.; designating January 5 as “Three Kings Day” and

authorizing local governments to issue proclamations commemorating the occasion; providing an effective date.

—was referred to the Committees on Community Affairs; and Governmental Oversight and Productivity.

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By Senator Siplin—

**SB 742**—A bill to be entitled An act relating to Lifeline telecommunications service; amending s. 364.10, F.S.; directing local exchange telecommunications companies to notify company customers of the Lifeline service and the eligibility criteria for Lifeline participation; requiring the company to send brochures, pamphlets, or other materials to the customers at least once each year in the customer’s monthly billing envelope; providing an effective date.

—was referred to the Committees on Communications and Public Utilities; and Commerce and Consumer Services.

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By Senator Siplin—

**SB 744**—A bill to be entitled An act relating to Lifeline telecommunications services; amending s. 364.10, F.S.; requiring each local exchange telecommunications company providing Lifeline Assistance services to submit specified information to the Public Service Commission and the Office of Public Counsel; directing that the information be provided monthly; providing an effective date.

—was referred to the Committees on Communications and Public Utilities; and Commerce and Consumer Services.

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By Senator Lawson—

**SB 746**—A bill to be entitled An act relating to fireworks; amending s. 791.001, F.S.; specifying persons and entities responsible for enforcing ch. 791, F.S.; amending s. 791.01, F.S.; providing additional definitions; amending s. 791.012, F.S.; conforming a cross-reference; amending s. 791.015, F.S.; revising registration requirements for manufacturers, distributors, and wholesalers of sparklers or fireworks and retailers of sparklers; requiring a separate registration for each location at which sparklers are sold; increasing certain registration fees; creating s. 791.016, F.S.; providing for issuance of cease and desist orders; creating s. 791.017, F.S.; providing for administrative fines; creating s. 791.018, F.S.; providing for suspension or revocation of registration and grounds therefor; creating s. 791.019, F.S.; providing duration of suspensions and revocations; amending s. 791.02, F.S.; providing for state issuance of permits for displays in the absence of a local mechanism; prohibiting the sale or delivery of sparklers to minors; prohibiting sales from motorized or movable apparatus; creating s. 791.021, F.S.; prescribing guidelines for the sale of sparklers; amending s. 791.04, F.S.; prescribing guidelines on the wholesale sale of fireworks; creating s. 791.041, F.S.; requiring records of sales to be kept and prescribing duties of sellers; amending s. 791.05, F.S.; revising provisions and procedures relating to forfeiture of contraband fireworks; authorizing an assessment of attorney’s fees and costs; amending s. 791.055, F.S.; providing restrictions on the storage of sparklers and fireworks; amending s. 791.06, F.S.; providing penalties for violations, including enhanced penalties for second and subsequent violations; creating s. 791.061, F.S.; providing for injunctive relief; amending s. 791.07, F.S.; prescribing additional guidelines on agricultural and fish hatchery use of fireworks; creating s. 791.08, F.S.; declaring that the state has not preempted the field of fireworks regulation; requiring that local ordinances and rules must be more stringent than state law; providing an effective date.

—was referred to the Committees on Banking and Insurance; Agriculture; Community Affairs; and Criminal Justice.

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By Senator Miller—

**SB 748**—A bill to be entitled An act relating to privately owned fire hydrants; requiring owners of private fire hydrants to test hydrants in



accordance with national standards and to contract with licensed professionals or local fire-control authorities to inspect and service such hydrants; authorizing local fire officials to contract with owners of private fire hydrants to maintain such hydrants; providing fines for noncompliance; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Community Affairs.

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By Senator Baker—

**SB 750**—A bill to be entitled An act relating to talent agencies and advance-fee talent services; repealing part VII of ch. 468, F.S., relating to the regulation of talent agencies; providing definitions; requiring each talent agency and advance-fee talent service to obtain a surety bond for a specified amount; requiring each talent agency and advance-fee talent service to give each artist a copy of the bond; providing criminal penalties for failing to comply with the bonding requirements; requiring each talent agency and advance-fee talent service to maintain a permanent office during certain specified hours; directing that certain records, with specified information in them, be kept for each artist; requiring that records be maintained for a specified period; directing that all records of a talent agency and advance-fee talent service be open to the inspection of a state attorney; requiring that the talent agency or advance-fee talent service give the state attorney a copy of the records when so requested; providing criminal penalties if the talent agency or advance-fee talent service fails or refuses to disclose information to a state attorney; providing criminal penalties for failing to comply with the requirements pertaining to records; directing a talent agency or advance-fee talent service to post an itemized schedule of maximum fees, charges, or commissions that it intends to charge and collect for its services; providing for the location for posting of the schedule; providing criminal penalties for failing to post the fee schedule; requiring that an artist and a talent agency or advance-fee talent service enter into a written contract when such entity agrees to perform services for the artist; providing an exception under specified circumstances; providing for the content of the written contract; requiring that a talent agency or advance-fee talent service provide each artist with a copy of the contract; requiring any person who holds himself or herself out as an employee or agent of a talent agency or advance-fee talent service to meet level 2 screening requirements; directing that a talent agency or advance-fee talent service provide each artist with a copy of the level 2 screening; requiring that the screening be completed within a specified period; directing that all money collected by a talent agency from an employer or buyer be paid to the artist within a specified period; providing that a contract is voidable under certain circumstances; permitting an artist to cancel a contract by giving written notice of the cancellation to the talent agency or advance-fee talent service within a specified period; prohibiting an artist from waiving the right to cancel a contract; providing the way in which a talent agency or advance-fee talent service must refund money to an artist; providing criminal penalties for violating provisions relating to contracting; specifying certain prohibited acts by a talent agency or advance-fee talent service; providing criminal penalties for failure to comply; providing for certain specified civil remedies for violations of the act; removing the authority of the Department of Business and Professional Regulation to regulate talent agencies; providing for the use of certain funds after the effective date of the act; requiring the department to rebate talent agency license fees; authorizing the department to continue to prosecute any legal proceedings and related administrative cases that are pending on the effective date of the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; Criminal Justice; and General Government Appropriations.

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By Senator Wise—

**SB 752**—A bill to be entitled An act relating to children's summer nutrition programs; providing a popular name; requiring each district school board to develop a plan to sponsor a summer nutrition program; providing criteria for operating summer nutrition program sites; authorizing exemption from sponsoring a summer nutrition program and providing procedures therefor; requiring a district school board to annually reconsider its decision to be exempt; authorizing district school boards

to encourage not-for-profit entities to sponsor a summer nutrition program under certain circumstances; authorizing a superintendent of schools to collaborate with specified agencies to implement a summer nutrition program; providing for reporting; directing the Department of Education to provide each district school board with a list of organizations intending to participate; providing an effective date.

—was referred to the Committees on Education; Children and Families; and Education Appropriations.

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**SR 754**—Not referenced.

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By Senator Margolis—

**SB 756**—A bill to be entitled An act relating to the exercise of eminent domain by municipalities; authorizing municipalities to exercise the power of eminent domain for public school purposes; providing for future expiration; providing an effective date.

—was referred to the Committees on Community Affairs; Education; and Judiciary.

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By Senator Wise—

**SB 758**—A bill to be entitled An act relating to administrative hearings; amending ss. 39.301 and 39.302, F.S., relating to the initiation of a protective investigation following a report to the Department of Children and Family Services of known or suspected child abuse, abandonment, or neglect; requiring that notice of a child protective investigation be given to child care registration agencies; authorizing the subject of a report by the department making a determination of indicated abuse or verified abuse to request an administrative hearing under certain circumstances; providing for notice of the right to an administrative hearing; requiring the subject of the report to request a hearing in writing within a specified period; providing certain restrictions on entering the name of the subject of the report into the department's statewide database or central abuse registry; providing an effective date.

—was referred to the Committees on Children and Families; Judiciary; and Ways and Means.

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By Senator Aronberg—

**SB 760**—A bill to be entitled An act relating to the district school tax; amending s. 1011.71, F.S.; authorizing a school district that has fewer than a specified number of full-time equivalent students to use the proceeds of the district school tax for purposes otherwise prohibited; providing an effective date.

—was referred to the Committees on Education; Government Efficiency Appropriations; and Education Appropriations.

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By Senator Haridopolos—

**SB 762**—A bill to be entitled An act relating to multitenant access to telecommunication and voice-over-Internet protocol services; providing definitions relating to multitenant access; requiring that a provider of telecommunications services or voice-over-Internet protocol services be granted access to multitenant properties if the provider complies with certain standards; specifying the duties of a landlord relating to the installation of telecommunications services and voice-over-Internet protocol services; prohibiting a landlord from engaging in specified acts; providing for the Public Service Commission to have jurisdiction over resolving disputes between providers of telecommunications services or and voice-over-Internet protocol services and landlords; providing dispute-resolution procedures and requirements; authorizing the commission to impose certain penalties for violations of the act; requiring the commission to adopt rules; providing an effective date.

—was referred to the Committees on Communications and Public Utilities; and Judiciary.

By Senator Aronberg—

**SB 764**—A bill to be entitled An act relating to postdisaster planning; creating s. 252.357, F.S.; providing for postdisaster planning for restoration of electric power; requiring priority for nursing homes and residential care facilities; providing an effective date.

—was referred to the Committees on Domestic Security; Health Care; and Communications and Public Utilities.

By Senator King—

**SB 766**—A bill to be entitled An act relating to accountability of the Corporate Tax Credit Scholarship Program; amending s. 220.187, F.S.; providing a short title; providing definitions; prohibiting certain private schools and other entities from participating in the scholarship program; prohibiting certain students from participating in the scholarship program; revising limitations on the allocation of annual credits granted under the program; providing limitations on eligible contributions; requiring the Auditor General to review certain audits, request certain information, and report to the Legislative Auditing Committee any findings of noncompliance; authorizing the Legislative Auditing Committee to conduct hearings and compel the Department of Education to revoke eligibility of certain nonprofit scholarship-funding organizations; providing for audit reports to be submitted to the Department of Education; requiring audits be conducted within 180 days after completion of the nonprofit scholarship-funding organization's fiscal year; requiring a nonprofit scholarship-funding organization to make scholarship payments at least on a quarterly basis; prohibiting commingling of certain scholarship funds; requiring a nonprofit scholarship-funding organization to maintain a separate account for scholarship funds; requiring a nonprofit scholarship-funding organization to verify student attendance at a private school prior to submission of scholarship funds; requiring a nonprofit scholarship-funding organization to verify income eligibility of qualified students at least once a year in accordance with State Board of Education rules; requiring a nonprofit scholarship-funding organization to submit certain reports to the Department of Education; requiring certain individuals to undergo level 2 background screening requirements pursuant to s. 435.04, F.S.; providing for the Department of Law Enforcement to retain and search fingerprint records; providing for an annual fee as provided by rule of the Department of Law Enforcement; requiring costs of background checks be borne by certain parties; prohibiting certain eligible nonprofit scholarship-funding organizations the owners of which have filed for bankruptcy from participating in the program; requiring a nonprofit scholarship-funding organization comply with antidiscrimination provisions of 42 U.S.C. s. 2000d; prohibiting an owner or a nonprofit scholarship-funding organization from owning, operating, or administering an eligible private school under the scholarship program; requiring a nonprofit scholarship-funding organization to report any private school not in compliance with scholarship program requirements to the Department of Education; prohibiting provision of scholarship funds to a student to attend a private school not in compliance; authorizing a parent to transfer the scholarship; requiring award of scholarships on a first-come, first-served basis; prohibiting a nonprofit scholarship-funding organization from targeting certain students for scholarships; prohibiting the award of scholarships to a child of an owner of a nonprofit scholarship-funding organization; prohibiting the transfer of an eligible contribution between nonprofit scholarship-funding organizations; prohibiting a nonprofit scholarship-funding organization from securing financing in anticipation of eligible contributions; prohibiting a nonprofit scholarship-funding organization from participating in the program if the organization fails to meet statutory obligations; requiring students to meet certain attendance policies; requiring parents to meet certain parental involvement requirements unless excused; prohibiting a parent from authorizing a power of attorney for endorsement of scholarship warrant; prohibiting a student or parent of a student from participating in the scholarship program if the student or parent fails to meet statutory obligations; providing an effective date.

—was referred to the Committees on Education; Criminal Justice; Government Efficiency Appropriations; Education Appropriations; and Rules and Calendar.

By Senator Lynn—

**SB 768**—A bill to be entitled An act relating to instruction for exceptional students; amending s. 1003.57, F.S.; providing guidelines for determining the residency of a student who receives instruction as an exceptional student; requiring the student's placing authority or parent to pay the cost of such instruction, facilities, and services; providing responsibilities of the Department of Education; providing responsibilities of residential facilities that educate exceptional students; providing applicability; amending s. 1003.58, F.S.; correcting a cross-reference; providing an effective date.

—was referred to the Committees on Education; Children and Families; and Education Appropriations.

By Senator Lynn—

**SB 770**—A bill to be entitled An act relating to highway designations; designating Nova Road (State Road 5A) from Granada Boulevard to U.S. 1 in Volusia County as the "Robert F. Grim, Sr., Memorial Parkway"; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Dockery—

**SB 772**—A bill to be entitled An act relating to inland lakes and canals; amending s. 327.40, F.S.; exempting from permitting requirements the placement of informational markers on inland lakes and associated canals by counties, municipalities, or other governmental entities; providing requirements for placement of such markers; specifying that placement of informational markers on state submerged lands does not subject such lands to specified lease requirements; providing an effective date.

—was referred to the Committees on Environmental Preservation; and Community Affairs.

By Senator Dockery—

**SB 774**—A bill to be entitled An act relating to greenways and trails; requesting the Division of Statutory Revision to retitle ch. 260, F.S., as "Florida Greenways and Trails"; amending s. 260.011, F.S.; clarifying the short title; amending s. 260.012, F.S.; revising legislative intent with respect to the development and completion of the Florida National Scenic Trail; amending s. 260.0125, F.S.; requiring a private landowner's written authorization to the Department of Environmental Protection for public access to private land that has been designated part of the state's greenways and trails system; requiring the department to provide notice of meetings at which it will consider such access; transferring, renumbering, and amending s. 260.013, F.S.; revising definitions; amending s. 260.0141, F.S.; deleting provisions authorizing certain acquisitions; amending s. 260.0142, F.S.; revising the powers and duties of the Florida Greenways and Trails Council; extending the terms of certain appointees; providing for reappointment of appointees; amending eligibility requirements for appointees of the trail-user community to include users of off-road highway vehicles; creating s. 260.0143, F.S.; creating and specifying segments of the Florida Circumnavigation Saltwater Paddling Trail; requiring the Department of Environmental Protection to name and locate segments and provide a report; authorizing the department to relocate segments and perform certain trail-management and publication functions; authorizing the Florida Greenways and Trails Council to advise the department regarding the trail; amending s. 260.015, F.S.; requiring the appraisal of certain property by the department; amending s. 260.016, F.S.; revising the general powers of the Department of Environmental Protection relating to greenways and trails; creating s. 335.067, F.S.; creating the Conserve by Bicycle Program within the Department of Transportation; providing the purposes of the program; requiring the department, with assistance of the State Pedestrian/Bicycle Coordinator, metropolitan planning organizations, the Department of Environmental Protection, and the Department of Health, to conduct a Conserve by Bicycle study; requiring that

the study be submitted to the Governor, the Legislature, and the secretaries of Transportation, Environmental Protection, and Health, under certain circumstances; amending s. 373.199, F.S.; requiring the water management districts to include information about the Florida National Scenic Trail in the 5-year work plans; amending s. 380.507, F.S.; revising provisions relating to the acquisition or disposition of certain property under the Florida Communities Trust Program; providing an effective date.

—was referred to the Committees on Environmental Preservation; Transportation; and General Government Appropriations.

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By Senators Peaden, Lawson and Lynn—

**SB 776**—A bill to be entitled An act relating to state employment; amending s. 110.219, F.S.; providing for a payout for annual leave for certain state-employed law enforcement officers, correctional officers, and correctional probation officers; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Productivity; and Ways and Means.

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By Senators Lawson and Argenziano—

**SB 778**—A bill to be entitled An act relating to per diem and travel expenses; amending s. 112.061, F.S.; establishing per diem, subsistence, and mileage ranges for travel expenses of public employees; conforming provisions and deleting obsolete provisions; providing for future adjustments of such rates; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Ways and Means.

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By Senator Campbell—

**SB 780**—A bill to be entitled An act relating to the sale of used motor vehicles; providing a popular name; creating the “Used Motor Vehicle Warranty Act”; providing legislative intent; providing definitions; requiring express warranties with respect to the sale of used motor vehicles; providing exceptions; providing requirements for used motor vehicle dealers in honoring warranties; providing for extension of warranty terms under certain circumstances; providing for inability of dealer to conform the motor vehicle to the warranty; providing certain remedies; providing for duties of the Department of Legal Affairs; providing for establishment of resource center and toll-free consumer number; providing liability for bad-faith claims; declaring certain agreements void; declaring violation by a dealer of the act an unfair and deceptive trade practice; providing for application of the Used Motor Vehicle Warranty Act; amending s. 320.27, F.S.; providing additional circumstances under which the Department of Highway Safety and Motor Vehicles may suspend certain vehicle dealers’ licenses; providing for collection of a fee on each sale of a used motor vehicle; providing for deposit of fee proceeds into the Motor Vehicle Warranty Trust Fund; providing an effective date.

—was referred to the Committees on Transportation; Judiciary; Commerce and Consumer Services; and Justice Appropriations.

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By Senator Campbell—

**SB 782**—A bill to be entitled An act relating to hazing; providing a popular name; specifying conduct that constitutes hazing at high schools with grades 9-12; creating new offenses of hazing at such a high school; providing a definition; providing for felony and misdemeanor offenses of hazing at such a high school; specifying the elements of each offense; providing criminal penalties; requiring the court to impose a hazing-education course as a condition of sentence in certain circumstances; authorizing the court to impose a condition of drug or alcohol probation in certain circumstances; specifying circumstances that do not constitute a valid defense to a prosecution of hazing at such a high school; amending s. 1006.63, F.S.; revising a definition; providing for felony and misdemeanor offenses of hazing at postsecondary educational institutions;

specifying the elements of each offense; providing for criminal penalties; requiring the court to impose a hazing-education course as a condition of sentence in certain circumstances; authorizing the court to impose a condition of drug or alcohol probation in certain circumstances; specifying circumstances that do not constitute a valid defense to a prosecution for the offense of hazing; amending s. 1001.64, F.S., to conform a cross-reference; providing construction with respect to civil causes of action; providing applicability; providing an effective date.

—was referred to the Committees on Education; Criminal Justice; and Justice Appropriations.

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By Senator Haridopolos—

**SB 784**—A bill to be entitled An act relating to paperwork reduction in the school districts; requiring the establishment of the Paper Reduction Task Force and providing membership; requiring recommendations to minimize the paperwork burden placed on school districts and school district personnel; requiring a report to the Legislature; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Productivity; and Government Efficiency Appropriations.

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By Senator Clary—

**SB 786**—A bill to be entitled An act relating to fees imposed on tire and battery sales; amending s. 403.718, F.S.; exempting new motor vehicle tires sold to governmental entities from a fee imposed on new motor vehicle tires; amending s. 403.7185, F.S.; exempting new or remanufactured lead-acid batteries sold to governmental entities from a fee imposed on sales of such batteries; providing an effective date.

—was referred to the Committees on Environmental Preservation; Governmental Oversight and Productivity; and General Government Appropriations.

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By Senator Clary—

**SB 788**—A bill to be entitled An act relating to public school employment; amending s. 121.091, F.S.; authorizing reemployment of, and extended DROP participation by, persons formerly serving as administrative personnel in the same manner as retired instructional personnel; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Productivity; Ways and Means; and Rules and Calendar.

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By Senator Garcia—

**SB 790**—A bill to be entitled An act relating to educational facilities; amending s. 1013.735, F.S., relating to the Classrooms for Kids Program; revising the formula for determining each school district’s share of the annual appropriation for the Classrooms for Kids Program; requiring that a percentage of the appropriation be used to reduce class size; providing an effective date.

—was referred to the Committees on Education; and Education Appropriations.

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By Senator Haridopolos—

**SB 792**—A bill to be entitled An act relating to construction contracting; amending s. 481.221, F.S.; requiring the Board of Architecture and Interior Design to prescribe, by rule, one or more forms of seals for use by a registered architect or interior designer who holds a valid certificate of registration; authorizing use of one seal and registration of the seal electronically; authorizing electronic transmission and sealing of final plans, specifications, or reports; prohibiting signing or sealing of final

plans, specifications, or reports after expiration, suspension, or revocation of certificate of registration; requiring surrender of the seal upon suspension or revocation of the certificate of registration; amending s. 481.321, F.S.; requiring the Board of Landscape Architecture to prescribe, by rule, one or more forms of seals for use by a registered landscape architect who holds a valid certificate of registration; authorizing use of one seal and registration of the seal electronically; authorizing electronic transmission and sealing of final plans, specifications, or reports; prohibiting signing or sealing of final plans, specifications, or reports after expiration, suspension, or revocation of certificate of registration; requiring surrender of the seal upon suspension or revocation of the certificate of registration; reenacting s. 481.225(1)(a) and (3), F.S., relating to disciplinary proceedings against registered architects, to incorporate the amendment to s. 481.221, F.S., in a reference thereto; providing penalties; reenacting s. 481.325(1)(a) and (3), F.S., relating to disciplinary proceedings against registered landscape architects, to incorporate the amendment to s. 481.321, F.S., in a reference thereto; providing penalties; amending s. 489.103, F.S.; exempting pre-engineered fire extinguishing system permittees from construction contracting regulation; amending s. 489.105, F.S.; revising contractor definitions to authorize Class A and Class B air-conditioning contractors to disconnect or reconnect changeouts of liquefied petroleum or natural gas appliances within buildings, mechanical contractors to install, maintain, fabricate, repair, alter, extend, or design, when not prohibited by law, liquefied petroleum gas lines within buildings, and plumbing contractors to install liquefied petroleum gas and related venting lines; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Consumer Services; and Rules and Calendar.

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By Senators Haridopolos and Lynn—

**SB 794**—A bill to be entitled An act relating to alcohol-vaporizing devices; creating s. 562.61, F.S.; providing a definition of the term “alcohol-vaporizing devices”; prohibiting the sale, purchase, or use of machines or devices which vaporize alcohol; providing penalties; providing a fine; providing an effective date.

—was referred to the Committees on Regulated Industries; Health Care; Criminal Justice; and Justice Appropriations.

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By Senators Clary, Campbell, Argenziano and Haridopolos—

**SB 796**—A bill to be entitled An act relating to coastal erosion; amending s. 161.021, F.S.; redefining various terms to include the use of dune stabilization or restoration structures within activities intended to preserve and rehabilitate the beach or shore; defining the terms “dune restoration” and “dune stabilization or restoration structure”; creating s. 161.084, F.S.; requiring the Department of Environmental Protection to examine and issue permits for the installation of dune stabilization or restoration structures; providing for the department, a political subdivision, or a municipality to install a dune stabilization or restoration structure without a permit following a storm event that causes critical erosion; providing requirements for such installation; requiring that the department be notified of such installation; authorizing the department to delegate its regulatory authority to a political subdivision or municipality with respect to a dune stabilization or restoration structure; authorizing the department to require certain engineering certifications; providing standards for permitting requirements; requiring the department to adopt rules; providing an effective date.

—was referred to the Committees on Environmental Preservation; Community Affairs; and General Government Appropriations.

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By Senators Webster and Fasano—

**SB 798**—A bill to be entitled An act relating to the judiciary; expressing the legislative intent to enact laws relating to the judiciary; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Productivity; Justice Appropriations; Ways and Means; and Rules and Calendar.

By Senators Webster and Fasano—

**SB 800**—A bill to be entitled An act relating to the state courts system; expressing the legislative intent to enact laws relating to the state courts system; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Productivity; Justice Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Webster—

**SB 802**—A bill to be entitled An act relating to litigation; expressing the legislative intent to enact laws relating to litigation; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Productivity; Justice Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Webster—

**SB 804**—A bill to be entitled An act relating to individual rights; expressing the legislative intent to enact laws relating to the rights of individuals; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Productivity; Justice Appropriations; Ways and Means; and Rules and Calendar.

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By Senators Webster and Fasano—

**SB 806**—A bill to be entitled An act relating to constitutional amendments; expressing the legislative intent to propose amendments to the State Constitution; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Productivity; Justice Appropriations; Ways and Means; and Rules and Calendar.

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By Senators Webster and Fasano—

**SB 808**—A bill to be entitled An act relating to constitutional amendments; expressing the legislative intent to propose amendments to the State Constitution; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Productivity; Justice Appropriations; Ways and Means; and Rules and Calendar.

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By Senators Webster and Fasano—

**SB 810**—A bill to be entitled An act relating to the State Constitution; expressing the legislative intent to enact laws relating to the State Constitution; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Productivity; Justice Appropriations; Ways and Means; and Rules and Calendar.

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By Senators Argenziano and Fasano—

**SB 812**—A bill to be entitled An act relating to special risk retirement; amending s. 121.0515, F.S.; authorizing certain persons who have service as community-based correctional probation officers to upgrade their retirement credit therefor to Special Risk Class service; providing for

payment of additional contributions to effect the upgrade and for interest on such payments; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Productivity; and Ways and Means.

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By Senator Posey—

**SB 814**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.091, F.S.; prescribing conditions for the reemployment of a retired member of the system as a law enforcement officer, correctional officer, or correctional probation officer; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Productivity; and Ways and Means.

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By Senators Haridopolos and Dockery—

**SB 816**—A bill to be entitled An act relating to the transportation and sale of cigarettes; amending s. 210.01, F.S.; revising and providing definitions; amending s. 210.06, F.S.; revising requirements for and limitations on the affixation of stamps; providing requirements with respect to receipt, possession, storage, and transport of unstamped cigarette packages; creating s. 210.085, F.S.; requiring manufacturers, importers, distributing agents, dealers, and retail dealers to hold a current, valid permit to sell, distribute, or receive cigarettes; amending s. 210.09, F.S.; providing notice and filing guidelines for certain persons shipping unstamped cigarette packages; authorizing certain law enforcement officials to inspect certain shipping vehicles; requiring manufacturers and importers to keep records of cigarettes received, sold, and delivered and to keep daily sales tickets of cigarette sales; authorizing the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to examine records and equipment of any manufacturer or importer of cigarettes; amending s. 210.12, F.S.; authorizing the state to claim certain property and materials from certain dealers and retailers who attempt to defraud the state; authorizing the destruction of certain cigarettes; amending s. 210.15, F.S.; providing criteria for permit applications; prohibiting the issuance, maintenance, or renewal of certain permits for certain applicants; providing guidelines for permit application denial; amending s. 210.16, F.S.; authorizing the division to revoke a person's permit for certain violations; prohibiting a person whose permit has been revoked from engaging in business; prohibiting a person whose permit has been revoked from renewing or obtaining a new permit for a certain period of time; authorizing the division to impose a civil penalty not to exceed a certain dollar amount in addition to revocation of a permit; amending s. 210.18, F.S.; expanding the group of violators subject to criminal liability; prohibiting the sale or possession for sale of counterfeit cigarettes; providing penalties; creating s. 210.181, F.S.; providing civil penalties for failure to comply with certain duties or pay certain taxes; reenacting ss. 772.102(1)(a) and 895.02(1)(a), F.S., relating to crimes constituting a "criminal activity" and definitions as used in the Florida RICO Act, to incorporate the amendment to s. 210.18, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Regulated Industries; Criminal Justice; Government Efficiency Appropriations; and General Government Appropriations.

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By Senators Haridopolos, Sebesta, Baker, Peaden, Bennett, Margolis, Dockery, Aronberg and Rich—

**SB 818**—A bill to be entitled An act relating to the tax on substitute communications systems; amending s. 202.11, F.S.; deleting certain definitions; amending s. 202.12, F.S.; deleting a provision relating to the manner in which the tax on gross receipts for communications services is applied to a substitute communications system; amending ss. 202.16, 202.17, and 202.18, F.S.; correcting cross-references; amending s. 202.19, F.S.; deleting a provision authorizing the imposition of a local communications services tax on substitute communications systems; amending s. 203.01, F.S.; deleting a provision authorizing the imposition of a gross receipts tax on actual costs of operating substitute communications systems; amending s. 624.105, F.S.; correcting a cross-reference;

specifying that retroactive operation is remedial and does not create any right to or require any refunds; repealing s. 202.15, F.S., relating to special rules for users of substitute communications systems; providing for retroactive operation; providing an effective date.

—was referred to the Committees on Communications and Public Utilities; Community Affairs; Government Efficiency Appropriations; and Ways and Means.

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By Senator Baker—

**SB 820**—A bill to be entitled An act relating to highway designations; designating a portion of State Road 50 in Lake County as the "Eric Ulysses Ramirez Highway"; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committee on Transportation.

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By Senator Crist—

**SB 822**—A bill to be entitled An act relating to the state group insurance program; amending s. 110.123, F.S.; revising the terms "state group insurance program" and "surviving spouse"; including the TRICARE supplemental insurance plan within the state group insurance program; requiring the Department of Management Services to purchase health care for employees under the TRICARE supplemental insurance plan; authorizing a surviving spouse to elect to continue coverage under the TRICARE supplemental insurance plan; providing that an enrollee in the TRICARE supplemental insurance plan may change to any other state health plan during open enrollment; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Banking and Insurance; and Ways and Means.

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By Senator Crist—

**SB 824**—A bill to be entitled An act relating to waste-to-energy facilities; amending s. 403.7061, F.S.; requiring counties with waste-to-energy facilities to implement a solid waste management and recycling program under certain circumstances; deleting a permit requirement for a waste-to-energy facility; providing an effective date.

—was referred to the Committees on Environmental Preservation; and Community Affairs.

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By Senator Crist—

**SB 826**—A bill to be entitled An act relating to the Florida Orchestra; designating the Florida Orchestra as the official orchestra of this state; providing an effective date.

—was referred to the Committee on Governmental Oversight and Productivity.

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By Senator Crist—

**SB 828**—A bill to be entitled An act relating to cosmetology; amending s. 477.013, F.S.; redefining the term "cosmetology"; defining the term "salon"; deleting additional definitions; creating s. 477.0131, F.S.; providing for subclassifications of cosmetology licenses and for a cosmetologist license; amending s. 477.0132, F.S.; providing for specialty certificates in shampooing, hair braiding, hair wrapping, and body wrapping; amending s. 477.0135, F.S.; removing the exemption from licensure under ch. 477, F.S., provided for persons whose practice is confined solely to shampooing; amending s. 477.014, F.S.; prohibiting a person from practicing, or holding himself or herself out as qualified to practice, in an area in which the person does not hold a license; authorizing a cosmetologist who is licensed before the effective date of the act to perform the services of a licensed cosmetologist; authorizing a facial specialist or nail technician who is registered or enrolled in a cosmetology

school before the effective date of the act to take the exam for licensure; authorizing certain specialists who are registered before the effective date of the act to continue to practice under such registration; amending s. 477.019, F.S.; providing eligibility requirements for licensure to practice cosmetology or a cosmetology specialty; providing for work experience to be substituted for required educational hours for out-of-state cosmetologists, hairstylists, estheticians, and nail technicians who apply for licensure in this state; authorizing the Board of Cosmetology to require certain licensees or registered specialists to take a refresher course or examination; amending s. 477.0201, F.S.; specifying the qualifications for registration in a specialty; providing for work experience to be substituted for required educational hours for out-of-state specialists who apply for a specialty registration in this state; amending s. 477.0212, F.S.; increasing the fee required to reactivate or renew an inactive license; authorizing the board to prescribe by rule the requirements for continuing education for license renewal or reactivation; amending s. 477.023, F.S.; providing for certification by the Department of Education of programs in grooming and salon services within the public school system; creating s. 477.0235, F.S.; providing for the licensure of an independent contractor who rents booth space; authorizing the board to adopt rules relating to the licensure of such independent contractors; amending s. 477.025, F.S.; prohibiting booth-rental salons from operating without a license; providing licensure requirements; authorizing the board to adopt rules governing the inspection of booth-rental salons; amending s. 477.026, F.S.; requiring the board to set fees for hairstylists, estheticians, nail technicians, booth-rental salons, booth renters, and cosmetologists; amending s. 477.0263, F.S.; requiring that cosmetology and specialty services be provided only by persons who are licensed in cosmetology or in a specialty; requiring that disposable implements or disinfectant be used when hair braiding and hair wrapping are practiced outside of a salon; authorizing the provision of cosmetology services and specialty services by a licensed or registered practitioner in a location other than a licensed salon under certain circumstances; amending s. 477.0265, F.S.; prohibiting a person from practicing cosmetology or a specialty without an active license or registration; prohibiting a person from owning, operating, maintaining, or establishing a booth-rental salon under certain conditions; amending s. 477.028, F.S.; authorizing the board to revoke or suspend the license of a cosmetologist, hairstylist, esthetician, or nail technician, or the registration of a specialist, under certain circumstances; authorizing the board to revoke or suspend the license of a booth-rental salon under certain circumstances; amending s. 477.029, F.S.; prohibiting a person from holding himself or herself out as a hairstylist, esthetician, nail technician, or shampoo specialist unless he or she is duly licensed or registered; providing for revocation or suspension of a license or registration; providing an effective date.

—was referred to the Committees on Regulated Industries; Education; Commerce and Consumer Services; General Government Appropriations; and Ways and Means.

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By Senator Sebesta—

**SB 830**—A bill to be entitled An act relating to the misuse of laser lighting devices; amending s. 784.062, F.S.; providing that any person who knowingly and willingly aims a laser lighting device at a person operating a motor vehicle, vessel, or airplane commits a felony of the third degree; providing that any person who causes bodily harm while improperly pointing the laser lighting device at the operator of a motor vehicle, vessel, or airplane commits a felony of the second degree; providing an effective date.

—was referred to the Committees on Transportation; Criminal Justice; and Justice Appropriations.

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By Senators Smith and Haridopolos—

**SB 832**—A bill to be entitled An act relating to the assessment of obsolete agricultural equipment for purposes of ad valorem taxation; providing for obsolete agricultural equipment to be assessed at its value as salvage; defining the term “agricultural equipment”; providing a procedure for a taxpayer to claim the right of assessment under this section;

authorizing the property appraiser to require information establishing a taxpayer's right to the classification; providing an effective date.

—was referred to the Committees on Agriculture; and Government Efficiency Appropriations.

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By Senator Bennett—

**SB 834**—A bill to be entitled An act relating to property taxation; amending s. 196.199, F.S.; providing for the taxation of property owned by a governmental entity if the property is used by a private entity for a nonexempt purpose; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Community Affairs; and Government Efficiency Appropriations.

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By Senator Bennett—

**SB 836**—A bill to be entitled An act relating to the Department of Community Affairs; expressing the legislative intent to revise laws relating to the Department of Community Affairs; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Productivity; Transportation and Economic Development Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Peadar—

**SB 838**—A bill to be entitled An act relating to the Medicaid program; expressing the legislative intent to revise laws relating to the Medicaid program; providing an effective date.

—was referred to the Committees on Health Care; Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Peadar—

**SB 840**—A bill to be entitled An act relating to the Medicaid program; expressing the legislative intent to revise laws relating to the Medicaid program; providing an effective date.

—was referred to the Committees on Health Care; Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Peadar—

**SB 842**—A bill to be entitled An act relating to the Medicaid program; expressing the legislative intent to revise laws relating to the Medicaid program; providing an effective date.

—was referred to the Committees on Health Care; Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Peadar—

**SB 844**—A bill to be entitled An act relating to the Medicaid program; expressing the legislative intent to revise laws relating to the Medicaid program; providing an effective date.

—was referred to the Committees on Health Care; Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

By Senator Peaden—

**SB 846**—A bill to be entitled An act relating to the Medicaid program; expressing the legislative intent to revise laws relating to the Medicaid program; providing an effective date.

—was referred to the Committees on Health Care; Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Peaden—

**SB 848**—A bill to be entitled An act relating to the Medicaid program; expressing the legislative intent to revise laws relating to the Medicaid program; providing an effective date.

—was referred to the Committees on Health Care; Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Peaden—

**SB 850**—A bill to be entitled An act relating to the Medicaid program; expressing the legislative intent to revise laws relating to the Medicaid program; providing an effective date.

—was referred to the Committees on Health Care; Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Peaden—

**SB 852**—A bill to be entitled An act relating to the Medicaid program; expressing the legislative intent to revise laws relating to the Medicaid program; providing an effective date.

—was referred to the Committees on Health Care; Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Smith—

**SB 854**—A bill to be entitled An act relating to agriculture; expressing the legislative intent to revise laws relating to agriculture; providing an effective date.

—was referred to the Committees on Agriculture; Governmental Oversight and Productivity; General Government Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Smith—

**SB 856**—A bill to be entitled An act relating to citrus; expressing the legislative intent to revise laws relating to citrus; providing an effective date.

—was referred to the Committees on Agriculture; Governmental Oversight and Productivity; General Government Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Smith—

**SB 858**—A bill to be entitled An act relating to the cultivation of plants; amending s. 581.083, F.S.; prohibiting the cultivation of naturalized plants for purposes of fuel production or purposes other than agriculture, in plantings greater than a specified size, except under a special permit from the Department of Agriculture and Consumer Services; providing requirements for obtaining a special permit; requiring that the plants be removed and destroyed upon expiration of the special permit or under other conditions; specifying circumstances under which the department may issue a final order directing that the plants be removed and destroyed; requiring reimbursement of the department's

costs; requiring a permit applicant to maintain a bond or certificate of deposit of a specified amount; requiring notice to the department of cancellation of the bond or certificate of deposit; requiring that the department determine by rule whether to require an annual bond or certificate; authorizing the department to increase or decrease the amount of security required; authorizing the department or its agents to verify statements and accounts with respect to cultivated acreage; providing for suspension and revocation of the special permit upon failure to make records available or to deliver a new or additional bond or certificate of deposit; providing an effective date.

—was referred to the Committees on Agriculture; Environmental Preservation; Judiciary; and General Government Appropriations.

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By Senator Fasano—

**SB 860**—A bill to be entitled An act relating to controlled substances; creating s. 831.311, F.S.; prohibiting the sale, manufacture, alteration, delivery, uttering, or possession of counterfeit-resistant prescription blanks for controlled substances; providing penalties; amending s. 893.04, F.S.; authorizing electronic recording of oral prescriptions for a controlled substance; providing additional requirements for the dispensing of a controlled substance listed in Schedule II, Schedule III, or Schedule IV; providing rulemaking authority to the Board of Pharmacy; creating s. 893.065, F.S.; requiring the Department of Health to develop and adopt by rule the form and content for a counterfeit-proof prescription blank for voluntary use by physicians to prescribe a controlled substance listed in Schedule II, Schedule III, or Schedule IV; providing contingent applicability of penalties; requiring reports of law enforcement agencies and medical examiners to include specified information if a person dies of an apparent overdose of a controlled substance listed in Schedule II, Schedule III, or Schedule IV; providing an effective date.

—was referred to the Committees on Health Care; Criminal Justice; and Health and Human Services Appropriations.

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By Senator Bennett—

**SB 862**—A bill to be entitled An act relating to educational loan marketing; creating s. 1009.9997, F.S.; creating the Educational Loan Marketing Corporation of Florida to provide services as a secondary student loan market; providing for a board of directors and specifying membership; providing powers and duties of the corporation; authorizing the corporation to borrow through public bonds and private financial sources; providing exemptions from taxation, procurement procedures, and administrative procedures; providing an effective date.

—was referred to the Committees on Education; Banking and Insurance; Governmental Oversight and Productivity; and Education Appropriations.

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By Senators Fasano and Crist—

**SB 864**—A bill to be entitled An act relating to motor vehicle repair shops; amending s. 559.904, F.S.; requiring applicants for registration to furnish proof of certain liability insurance; providing that failure to maintain such insurance is grounds for denial, revocation, or refusal to renew a registration; providing an effective date.

—was referred to the Committees on Transportation; and Banking and Insurance.

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By Senators Haridopolos and Wise—

**SB 866**—A bill to be entitled An act relating to student financial assistance; providing legislative intent to expand access to postsecondary education and reduce student indebtedness; requiring each state university and community college to report information relating to certain funds used to provide financial assistance to certain students; prohibiting the use of such funds to provide financial assistance to specified foreign students; providing for the redirection of funds to provide additional need-based financial assistance to students classified as residents

for tuition purposes; requiring annual state university and community college reporting; providing an effective date.

—was referred to the Committees on Education; Judiciary; and Education Appropriations.

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By Senator Dockery—

**SB 868**—A bill to be entitled An act relating to installations honoring military veterans and their families; providing a short title; providing purpose; authorizing the Department of Transportation to contract with a group or organization for the installation and maintenance of memorials at rest stops; providing for a committee to approve proposals for the contracts; providing for membership and terms of members of the committee; requiring approval by the committee for such contracts; providing conditions for approval; requiring that the group or organization be responsible for costs; requiring that the group or organization provide a bond to secure certain costs; providing an effective date.

—was referred to the Committees on Transportation; and Community Affairs.

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By Senator Crist—

**SB 870**—A bill to be entitled An act relating to disabled parking permits; amending s. 320.0848, F.S.; revising requirements for certification of disability; providing an effective date.

—was referred to the Committees on Transportation; and Community Affairs.

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By Senator Peadar—

**SB 872**—A bill to be entitled An act relating to motor vehicles and mobile homes; amending s. 319.32, F.S.; revising the service charge for applications in connection with the issuance, duplication, or transfer of a certificate of title; providing for the Department of Highway Safety and Motor Vehicles to revise the service charge by rule; amending s. 320.04, F.S.; revising the service charge for applications in connection with the issuance, duplication, or transfer of a registration certificate; providing for the department to revise the service charge by rule; providing an effective date.

—was referred to the Committees on Transportation; Government Efficiency Appropriations; and Transportation and Economic Development Appropriations.

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By Senator Peadar—

**SB 874**—A bill to be entitled An act relating to the sale and distribution of prescription drugs; amending s. 499.003, F.S.; redefining the term “pedigree paper”; amending s. 499.0121, F.S.; deleting the expiration dates of provisions governing recordkeeping and reporting which apply to wholesale distributors of prescription drugs, drug repackagers, and chain drug entities that are part of an affiliated group; providing an effective date.

—was referred to the Committees on Health Care; and Health and Human Services Appropriations.

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By Senators Baker and Fasano—

**SB 876**—A bill to be entitled An act relating to educational choice programs; creating s. 1002.395, F.S.; establishing the K-12 GI Bill Program to provide educational options for dependents of an active-duty member of any branch of the United States Armed Forces, an active member of the Florida National Guard, or an active member of the Armed Forces Reserves; providing that a student may attend a public school in the school district other than the one to which assigned; providing that a student may receive a K-12 GI Bill to attend a public school

in an adjacent school district or to attend a private school; providing K-12 GI Bill eligibility requirements; providing school district obligations; providing private school eligibility requirements; providing obligations of families choosing the private school option; providing for the amount, funding, and payment of a K-12 GI Bill; exempting the state from liability; authorizing State Board of Education rules; amending s. 1002.20, F.S., relating to student and parent rights to educational choice, to conform; providing an effective date.

—was referred to the Committees on Education; Community Affairs; Judiciary; and Education Appropriations.

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By Senator Baker—

**SB 878**—A bill to be entitled An act relating to the advertisement of real or personal property with delinquent taxes; amending s. 197.402, F.S.; reducing the number of required advertisements for certain tax certificate sales; specifying a minimum time period for such advertisement prior to a sale; amending s. 197.403, F.S.; revising the requirement for transmitting a copy of the published notice; providing an effective date.

—was referred to the Committees on Community Affairs; and Government Efficiency Appropriations.

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**SB 880**—Withdrawn prior to introduction.

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By Senator Wise—

**SB 882**—A bill to be entitled An act relating to sovereign immunity in tort actions; amending s. 768.28, F.S.; prohibiting an attorney, lobbyist, or other representative from charging or receiving fees in excess of a certain percentage of the combined total of any judgment or settlement for services rendered in a tort claim, including any amount paid by act of the Legislature; providing an effective date.

—was referred to the Committee on Judiciary.

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By Senator Wise—

**SB 884**—A bill to be entitled An act relating to caregivers for adults; providing legislative intent to foster caregiving as a nonlicensed paraprofessional activity and to promote the use of best practices; creating the Florida Caregiver Institute, Inc., an independent not-for-profit corporation within the Agency for Workforce Innovation; providing purposes, duties, and powers of the corporation; providing for a board of directors; providing for membership, terms of office, meetings, and powers and duties of and restrictions on the board; providing for an audit committee; requiring reports to the Governor and the Legislature; providing duties of the Agency for Workforce Innovation and other public agencies; providing for the Office of Program Policy Analysis and Government Accountability to conduct a review of the corporation by a specified date and to report to the Governor and the Legislature; providing an effective date.

—was referred to the Committees on Children and Families; Health Care; Governmental Oversight and Productivity; and Health and Human Services Appropriations.

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By Senator Wise—

**SB 886**—A bill to be entitled An act relating to prison industries; creating the Prison Industries Task Force within the Office of the Auditor General; requiring the task force to determine how well the prison industries program has fulfilled its statutory mission and purpose; providing for the appointment of members to the task force; requiring the task force to hold a minimum number of public meetings; providing that the meetings and records of the task force are subject to public-meetings requirements and the public-records law; providing for members of the task force to be reimbursed for per diem and travel expenses; requiring



the Office of Program Policy Analysis and Government Accountability to provide staff support for the task force; specifying the duties of the task force with respect to conducting a study, collecting statistics and data, and taking testimony; requiring the task force to submit a report to the Governor and the Legislature; abolishing the task force on a future date; amending s. 946.505, F.S.; clarifying the state's reversionary interest in the facilities, property, and assets of the corporation operating a correctional work program; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Productivity; and Government Efficiency Appropriations.

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By Senator Wise—

**SB 888**—A bill to be entitled An act relating to Florida State Employees' Charitable Campaign; amending s. 110.181, F.S.; requiring that undesignated campaign funds be shared proportionally by the participating charitable organizations based on their percentage of designations in each fiscal agent area; removing the fiscal agent's right to select the steering committee members; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Community Affairs.

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By Senator Wise—

**SB 890**—A bill to be entitled An act relating to student and parent rights; amending s. 1002.20, F.S.; authorizing certain K-12 students to self-administer epinephrine by auto-injector under certain circumstances; requiring the adoption of rules; providing for indemnification; providing an effective date.

—was referred to the Committees on Education; Health Care; and Judiciary.

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By Senator Wise—

**SB 892**—A bill to be entitled An act relating to regulation of faith-based counseling; providing definitions; requiring registration of faith-based counselors; specifying nonapplication of certain licensing provisions to certain faith-based counselors under certain circumstances; providing registration procedures and requirements; providing for certification by examination; providing procedures; providing for a fee; providing for registration or certification by endorsement; providing criteria and requirements; providing for renewal of registrations or certificates; providing for a fee; providing criteria and requirements; providing for inactive status; providing requirements and criteria for reactivation of certification; providing fees; providing continuing education requirements; providing procedures and criteria; providing for certain status as a provider; providing for a fee; authorizing the Department of Health to adopt rules; providing for disciplinary actions for certain activities; providing for confidentiality of certain information; providing exceptions; requiring keeping and maintaining certain records; providing requirements for display of certificates and use of professional titles on certain materials; requiring a report to the department; providing an effective date.

—was referred to the Committees on Health Care; Judiciary; and Health and Human Services Appropriations.

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By Senator Haridopolos—

**SJR 894**—A joint resolution proposing an amendment to Section 4 of Article VII of the State Constitution to provide an additional circumstance for assessing homestead property at less than just value.

—was referred to the Committees on Community Affairs; Government Efficiency Appropriations; Ways and Means; and Rules and Calendar.

By the Committee on Education—

**SB 896**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1009.98, F.S., relating to the Florida Prepaid College Program; revising a public-records exemption provided for information that identifies a purchaser or beneficiary of the program; eliminating a reference to advance payment account activities; clarifying that such records are exempt from the provisions of s. 119.07(1), F.S., and s. 24(a), Art. I of the State Constitution; amending s. 1009.981, F.S., relating to the Florida College Savings Program; revising a public-records exemption provided for information that identifies a benefactor or beneficiary of the program; eliminating a reference to individual account activities; deleting provisions that provide for the repeal of the exemption; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Productivity; and Rules and Calendar.

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By Senator Rich—

**SB 898**—A bill to be entitled An act relating to rabies prevention and control; amending s. 828.30, F.S.; requiring a veterinarian to vaccinate certain animals with a vaccine that is licensed by the United States Department of Agriculture; establishing revaccination requirements; prohibiting using evidence of rabies antibodies in lieu of revaccination; revising the requirements for certificates of rabies vaccinations; requiring the use of a certain form for certifying a vaccination; prohibiting a local government from requiring revaccination of currently vaccinated animals, except for postexposure treatment; providing legislative findings; providing an effective date.

—was referred to the Committees on Agriculture; Health Care; and Community Affairs.

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By Senator Campbell—

**SB 900**—A bill to be entitled An act relating to health care services; amending s. 627.6131, F.S.; prohibiting a health insurer from demanding repayment from a provider under certain circumstances; reducing the time allowed for a health insurer to submit a claim of overpayment to a provider; requiring a health insurer to pay a claim for treatment upon proper authorization; providing for an action for damages or declaratory relief; providing for the recovery of attorney's fees and court costs; providing a limit on the recovery of attorney's fees under certain circumstances; requiring the submission of a sworn affidavit of time and cost incurred by the attorney for the prevailing party; providing that the award for attorney's fees or court costs are a part of the judgment; amending s. 641.19, F.S.; redefining the term "schedule of reimbursements"; amending s. 641.31, F.S.; prohibiting a health maintenance contract from preventing a subscriber from assigning plan benefits to a physician who is not under contract with the organization for covered health care services; requiring a health maintenance organization to recognize and pay for health care services rendered by a physician who is not under contract with the organization under certain conditions; providing that a physician who is not under contract with the health maintenance organization agrees by submitting the claim to accept the amount paid by the organization as payment in full; amending s. 641.315, F.S.; increasing the period of advance notice required for a health care provider to terminate a contract with a health maintenance organization without cause; requiring that a contract between a health care provider and a health maintenance organization contain a termination provision; amending s. 641.3155, F.S.; prohibiting a health maintenance organization from demanding repayment from a provider under certain circumstances; reducing the time allowed for a health maintenance organization to submit a claim for overpayment to a provider; providing for an action for damages or declaratory relief; providing for the recovery of attorney's fees and court costs; providing a limit on the recovery of attorney's fees under certain circumstances; requiring the submission of a sworn affidavit of time and cost incurred by the attorney for the prevailing party; providing that the award for attorney's fees or court costs are a part of the judgment; amending s. 641.3156, F.S.; requiring a health maintenance organization to pay certain claims for treatment whether or not the health care provider has contracted with the organization; amending s. 641.513, F.S.; providing for reimbursement for emergency services rendered by a physician who does not have

a contract with the health maintenance organization; reducing the time allowed to agree upon a charge; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Care; and Judiciary.

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By Senator Campbell—

**SB 902**—A bill to be entitled An act relating to the nonjudicial sale of vessels; amending s. 328.17, F.S.; revising requirements for notice before a nonjudicial sale of a vessel; revising methods for perfecting a marina's possessory lien; providing precedence of certain liens when a vessel is sold to satisfy a lien under s. 328.17, F.S.; prescribing a marina's right to satisfy its lien from the sale of a vessel under s. 328.17, F.S.; providing an effective date.

—was referred to the Committees on Transportation; and Judiciary.

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By Senator Dockery—

**SB 904**—A bill to be entitled An act relating to the privatization of foster care and related services; amending s. 409.1671, F.S.; providing that a lead community-based provider and its subcontractors supplying foster care and related services are exempt from including in written contracts and other written documents certain statements required by law; providing an exception if the lead community-based provider or its subcontractors receive more than 51 percent of their total funding from the state; providing an effective date.

—was referred to the Committees on Children and Families; and Governmental Oversight and Productivity.

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By Senators Dockery, Campbell and Argenziano—

**SB 906**—A bill to be entitled An act relating to the Beverage Law; creating s. 561.575, F.S.; providing for the direct shipment of wine from within or outside the state; requiring that a shipper hold a direct-shipper's license; providing requirements for licensure; requiring that each container of wine shipped directly be labeled with a notice; requiring that a direct shipper file a surety bond with the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation; providing for attorney's fees and costs in an action to collect unpaid taxes; requiring an out-of-state direct shipper to pay the costs of an audit or examination by the division; authorizing the division to suspend or revoke a direct-shipper's license or impose fines; providing for criminal penalties; authorizing the division to adopt rules; amending ss. 561.54 and 561.545, F.S.; specifying that provisions prohibiting the direct shipment of alcoholic beverages are inapplicable to wine shipped under s. 561.575, F.S.; providing an effective date.

—was referred to the Committees on Regulated Industries; Government Efficiency Appropriations; and General Government Appropriations.

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By Senator Constantine—

**SB 908**—A bill to be entitled An act relating to the Wekiva Parkway and Protection Act; amending ss. 369.319 and 369.320, F.S.; clarifying that requirements for a local government to develop a master storm-water management plan and a wastewater facility plan apply only to that portion of the local government located within the Wekiva Study Area; amending s. 369.321, F.S.; requiring local governments hosting an interchange on the Wekiva Parkway to adopt an interchange land use plan within 1 year after the interchange location is established; exempting interchanges located on Interstate 4 from the requirement for an interchange land use plan; revising the date local governments are required to adopt a 10-year water supply facility work plan; clarifying that the Department of Community Affairs reviews comprehensive plan amendments for the Wekiva Study Area under ch. 163, F.S.; amending

s. 369.324, F.S.; correcting a reference to the East Central Florida Regional Planning Council; providing an effective date.

—was referred to the Committees on Environmental Preservation; and Community Affairs.

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By Senator Saunders—

**SB 910**—A bill to be entitled An act relating to the Medicaid program; expressing the legislative intent to revise laws relating to the Medicaid program; providing an effective date.

—was referred to the Committees on Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Saunders—

**SB 912**—A bill to be entitled An act relating to the Medicaid program; expressing the legislative intent to revise laws relating to the Medicaid program; providing an effective date.

—was referred to the Committees on Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Saunders—

**SB 914**—A bill to be entitled An act relating to the Medicaid program; expressing the legislative intent to revise laws relating to the Medicaid program; providing an effective date.

—was referred to the Committees on Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Saunders—

**SB 916**—A bill to be entitled An act relating to the Medicaid program; expressing the legislative intent to revise laws relating to the Medicaid program; providing an effective date.

—was referred to the Committees on Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Saunders—

**SB 918**—A bill to be entitled An act relating to the Medicaid program; expressing the legislative intent to revise laws relating to the Medicaid program; providing an effective date.

—was referred to the Committees on Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Saunders—

**SB 920**—A bill to be entitled An act relating to the Medicaid program; expressing the legislative intent to revise laws relating to the Medicaid program; providing an effective date.

—was referred to the Committees on Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Saunders—

**SB 922**—A bill to be entitled An act relating to the Medicaid program; expressing the legislative intent to revise laws relating to the Medicaid program; providing an effective date.

—was referred to the Committees on Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

By Senator Saunders—

**SB 924**—A bill to be entitled An act relating to the Medicaid program; expressing the legislative intent to revise laws relating to the Medicaid program; providing an effective date.

—was referred to the Committees on Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Constantine—

**SB 926**—A bill to be entitled An act relating to growth management; creating part II of ch. 171, F.S.; providing a popular name; providing legislative intent with respect to annexation and the coordination of services by local governments; providing definitions; providing for the creation of interlocal service boundary agreements by a county and one or more municipalities or independent special districts; specifying the procedures for initiating an agreement and responding to a proposal for agreements; identifying issues the agreement may address; requiring local governments that are a party to the agreement to amend their comprehensive plans; providing limitations on the review of certain ordinances; providing exception to the limitation on plan amendments; specifying those persons who may challenge a plan amendment required by the agreement; requiring that an agreement be adopted by resolution; providing prerequisites to annexation; providing a process for annexation; providing for the effect of an interlocal service boundary area agreement on the parties to the agreement; providing for a transfer of powers; authorizing a municipality to provide services within an unincorporated area or territory of another municipality; authorizing a county to exercise certain powers within a municipality; providing for the effect on interlocal agreements and county charters; providing a presumption of validity; providing a procedure to settle a dispute regarding an interlocal service boundary agreement; amending s. 171.042, F.S.; revising the time period for filing of a report; providing for a cause of action to invalidate an annexation; requiring municipalities to provide notice of proposed annexation to certain persons; amending s. 171.044, F.S.; revising the time period for providing a copy of a notice; providing for a cause of action to invalidate an annexation; creating s. 171.094, F.S.; providing for the effect of interlocal service boundary agreements adopted under the act; amending s. 171.081, F.S.; requiring a governmental entity affected by annexation or contraction to initiate conflict resolution procedures under certain circumstances; amending s. 164.1058, F.S.; providing that a governmental entity that fails to participate in conflict resolution procedures shall be required to pay attorney's fees and costs under certain conditions; requesting the Division of Statutory Revision to designate parts I and II of ch. 171, F.S.; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Productivity; and Government Efficiency Appropriations.

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By Senator Peaden—

**SB 928**—A bill to be entitled An act relating to the Medicaid program; expressing the legislative intent to revise laws relating to the Medicaid program; providing an effective date.

—was referred to the Committees on Health Care; Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Peaden—

**SB 930**—A bill to be entitled An act relating to the Medicaid program; expressing the legislative intent to revise laws relating to the Medicaid program; providing an effective date.

—was referred to the Committees on Health Care; Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

By Senator Peaden—

**SB 932**—A bill to be entitled An act relating to patient safety; expressing the legislative intent to revise laws relating to patient safety; providing an effective date.

—was referred to the Committees on Health Care; Judiciary; Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Peaden—

**SB 934**—A bill to be entitled An act relating to trauma care; expressing the legislative intent to revise laws relating to trauma care; providing an effective date.

—was referred to the Committees on Health Care; Judiciary; Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Peaden—

**SB 936**—A bill to be entitled An act relating to long-term care; expressing the legislative intent to revise laws relating to long-term care; providing an effective date.

—was referred to the Committees on Health Care; Judiciary; Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Peaden—

**SB 938**—A bill to be entitled An act relating to adverse medical incidents; expressing the legislative intent to revise laws relating to adverse medical incidents; providing an effective date.

—was referred to the Committees on Health Care; Judiciary; Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Peaden—

**SB 940**—A bill to be entitled An act relating to repeated medical malpractice; expressing the legislative intent to revise laws relating to repeated medical malpractice; providing an effective date.

—was referred to the Committees on Health Care; Judiciary; Banking and Insurance; Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Peaden—

**SB 942**—A bill to be entitled An act relating to a public records exemption; expressing the legislative intent to revise laws relating to a public records exemption; providing an effective date.

—was referred to the Committees on Health Care; Governmental Oversight and Productivity; Judiciary; and Rules and Calendar.

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By Senator Jones—

**SB 944**—A bill to be entitled An act relating to the regulation of professions; expressing the legislative intent to revise laws relating to the regulation of professions; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Consumer Services; General Government Appropriations; Ways and Means; and Rules and Calendar.

By Senator Jones—

**SB 946**—A bill to be entitled An act relating to alcoholic beverages; expressing the legislative intent to revise laws relating to alcoholic beverages; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Consumer Services; General Government Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Jones—

**SB 948**—A bill to be entitled An act relating to condominiums; expressing the legislative intent to revise laws relating to condominiums; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; General Government Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Jones—

**SB 950**—A bill to be entitled An act relating to the day cruise industry; expressing the legislative intent to revise laws relating to the day cruise industry; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Consumer Services; General Government Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Jones—

**SB 952**—A bill to be entitled An act relating to lotteries; expressing the legislative intent to revise laws relating to lotteries; providing an effective date.

—was referred to the Committees on Regulated Industries; Education; Government Efficiency Appropriations; General Government Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Jones—

**SB 954**—A bill to be entitled An act relating to mobile homes; expressing the legislative intent to revise laws relating to mobile homes; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; General Government Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Jones—

**SB 956**—A bill to be entitled An act relating to the pari-mutuel industry; expressing the legislative intent to revise laws relating to the pari-mutuel industry; providing an effective date.

—was referred to the Committees on Regulated Industries; Government Efficiency Appropriations; General Government Appropriations; Ways and Means; and Rules and Calendar.

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By Senators Baker, Peaden and Bullard—

**SB 958**—A bill to be entitled An act relating to animal health care services; defining the term “animal” for purposes of the act; authorizing the provision of certain animal health care services by a person who is not a licensed veterinarian; providing that the provision of such services is not the practice of veterinary medicine; prohibiting certain acts by a

person who provides animal health care services; clarifying the authority of the owner of an animal to provide specified care for that animal; authorizing provision of animal nutrition or communication advice or hoof care services; providing for civil penalties; authorizing the Department of Agriculture and Consumer Services to seek judicial imposition of penalties; providing that an action in compliance with the act also complies with ch. 474, F.S., relating to the practice of veterinary medicine; providing an effective date.

—was referred to the Committees on Agriculture; Regulated Industries; and General Government Appropriations.

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By Senators Smith and Bennett—

**SB 960**—A bill to be entitled An act relating to community supervision of offenders; amending s. 948.001, F.S.; revising definitions relating to community supervision; creating s. 948.002, F.S.; specifying the levels of intensity of supervision; creating s. 948.003, F.S.; directing the state attorney to provide certain information to the court; amending s. 948.01, F.S.; requiring an offender to report for community supervision immediately after sentencing; requiring the clerk of court to give the Department of Corrections certain specified documents; authorizing the department to request additional documents that the department believes are necessary to supervise an offender; authorizing the court to issue certain orders if the offender is a chronic substance abuser; amending s. 948.011, F.S., relating to alternatives to imprisonment; conforming provisions to changes made by the act; amending s. 948.012, F.S., relating to split sentencing; conforming provisions to changes made by the act; amending s. 948.014, F.S.; requiring that an offender allow the department to draw blood for testing purposes; amending s. 948.015, F.S.; providing for presentencing reports; deleting certain required provisions from the report; amending s. 948.03, F.S., relating to the terms and conditions of community supervision; requiring an offender to prepare and submit a monthly report; directing that the offender include certain information in the monthly report; authorizing the department to place an offender on electronic monitoring; amending s. 948.031, F.S.; authorizing the court to order an offender on community supervision to perform public service; amending s. 948.032, F.S.; providing that an order of restitution is a condition for community supervision; amending s. 948.034, F.S.; directing the department to operate a program for chronic substance abusers; detailing terms and conditions for offenders with a chronic substance abuse problem; amending s. 948.0345, F.S.; providing that community service may substitute for paying a fine under certain circumstances; amending s. 948.035, F.S.; providing that residential treatment may be a condition of community supervision; amending s. 948.036, F.S.; providing that a work program may be a condition of community supervision; amending s. 948.037, F.S.; requiring an offender on community supervision to undertake certain educational activities; amending s. 948.038, F.S.; requiring an offender on community supervision who has been convicted of domestic violence to attend certain intervention courses; amending s. 948.039, F.S.; authorizing the court to impose certain special conditions on offenders on community supervision; amending s. 948.04, F.S.; providing for time limits for community supervision; authorizing early termination of community supervision under certain circumstances; amending s. 948.05, F.S.; authorizing the court to discharge an offender from further community supervision; amending s. 948.06, F.S.; providing procedures to follow when an offender on community supervision violates the terms and conditions of supervision; authorizing a law enforcement officer to arrest and detain an offender if the officer has reasonable grounds to believe that the offender has violated the terms of community supervision; providing that a court may revoke supervision if the offender violates the terms or conditions of supervision; requiring the court to consider certain factors when considering an offender's ability to pay restitution or the costs of supervision; prohibiting a court from imprisoning an offender for failing to pay restitution or the costs of supervision except under certain circumstances; providing for the use of a technical-violation-notification letter; amending s. 948.09, F.S.; requiring each offender placed on community supervision to pay for the cost of supervision and other specified costs; amending s. 948.10, F.S.; removing a requirement that the department produce certain manuals and a risk-assessment instrument; deleting requirements applicable to an offender who is ineligible for community control; amending s. 948.101, F.S.; eliminating the criminal quarantine control program; creating s. 948.102, F.S.; requiring the department to develop a caseload-management strategy and a risk-assessment instrument; amending s. 948.11, F.S.; providing for electronic monitoring

of an offender; creating s. 948.111, F.S.; authorizing the department to require an offender to file reports by using an automated reporting station; providing for the operation of the system; authorizing the department to collect a fee from offenders to defray the costs of the automated system; amending s. 948.12, F.S.; revising the eligibility criteria for intensive supervision; amending ss. 948.30, 948.31, and 948.32, F.S.; eliminating references to parole and community control; conforming provisions to changes made by the act; amending s. 948.51, F.S.; providing departmental responsibilities for county consortiums that contract with the department; amending s. 947.22, F.S.; authorizing a law enforcement officer to arrest an offender who violates community supervision; amending ss. 775.0877, 893.13, and 921.187, F.S.; correcting cross-references; amending s. 903.03, F.S.; directing the state attorney to provide certain information to the court; repealing s. 948.013, F.S., relating to administrative probation; repealing s. 948.20, F.S., relating to drug offender probation; providing an effective date.

—was referred to the Committees on Judiciary; Criminal Justice; Justice Appropriations; and Rules and Calendar.

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By Senator Smith—

**SB 962**—A bill to be entitled An act relating to the Florida Elections Commission; amending s. 106.25, F.S.; requiring the commission to report certain findings to the Division of Elections which relate to violations that could have been, but were not, alleged in a complaint; providing an effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules and Calendar.

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By Senators Smith and Dockery—

**SB 964**—A bill to be entitled An act relating to disclosures in connection with the sale of coastal property; amending s. 161.57, F.S.; revising requirements for the disclosures that must be provided by a seller of coastal property to the purchaser; requiring notice that the coastal property is subject to erosion and certain environmental laws; requiring that the seller determine if the property is critically eroding and, if so, notify the purchaser of the hazards; providing an effective date.

—was referred to the Committees on Environmental Preservation; and Regulated Industries.

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By Senator Smith—

**SB 966**—A bill to be entitled An act relating to public libraries; amending s. 257.191, F.S.; revising provisions relating to public library construction grants; authorizing the Division of Library and Information Services to administer certain funds for a small-county public library construction program; providing eligibility requirements for grant funding; providing for the adoption of rules; providing for the program to take effect contingent upon certain appropriations; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Community Affairs; and Transportation and Economic Development Appropriations.

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By Senator Smith—

**SB 968**—A bill to be entitled An act relating to alcoholic beverage licenses; amending s. 565.02, F.S.; authorizing the issuance of a non-quota license to certain sporting and recreational lodges; requiring that serving hours conform to certain local ordinances; providing rulemaking authority; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Government Efficiency Appropriations.

By Senator Campbell—

**SB 970**—A bill to be entitled An act relating to household moving services; requesting the Division of Statutory Revision to redesignate the title of ch. 507, F.S.; amending s. 507.01, F.S.; revising definitions; clarifying licensing requirements for household movers and moving brokers; applying the licensing requirements to certain persons who transport or ship household goods in moving containers; clarifying and conforming provisions; amending s. 507.02, F.S.; clarifying the construction, application, and intent of the licensing requirements; amending s. 507.03, F.S.; clarifying registration requirements for household movers and moving brokers; deleting a requirement that a mover submit proof of local license or registration before being issued a state registration; revising advertising requirements; requiring a mover's vehicles to display certain signage; amending s. 507.04, F.S.; clarifying requirements that a mover maintain certain insurance coverages; requiring a mover to submit evidence of liability insurance before registration; providing requirements for liability insurance coverage; authorizing the Department of Agriculture and Consumer Services to suspend a mover's registration and seek an injunction in circuit court if the mover fails to maintain insurance coverage; providing penalties; authorizing a mover to maintain a performance bond or certificate of deposit in lieu of certain liability insurance coverage under certain circumstances; specifying that insurance coverages must be issued by a licensed insurance company or carrier; prohibiting certain limits of liability for a mover's loss or damage or a shipper's goods; requiring certain disclosures of liability limitations; authorizing a mover to offer valuation coverage under specified conditions; providing that valuation coverage meeting specified conditions satisfies certain liability of a mover; requiring certain disclosures of valuation coverage; amending ss. 507.05 and 507.06, F.S.; clarifying and conforming provisions; amending s. 507.07, F.S.; requiring that moving brokers annually register with the department; specifying that the making of certain false statements is a violation of ch. 507, F.S., regardless of whether the statements are material; clarifying and conforming provisions; amending ss. 507.08, 507.09, 507.10, 507.11, 507.12, and 507.13, F.S.; clarifying and conforming provisions; providing for the adoption of rules; amending s. 120.80, F.S.; exempting certain proceedings conducted by the Department of Agriculture and Consumer Services from the hearing requirements of the Administrative Procedure Act; creating s. 205.1975, F.S.; prohibiting a county or municipality from issuing an occupational license to a mover under certain circumstances; providing an effective date.

—was referred to the Committees on Transportation; Commerce and Consumer Services; Banking and Insurance; and Community Affairs.

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By Senator Jones—

**SB 972**—A bill to be entitled An act relating to the financial responsibility of physicians and osteopathic physicians; amending ss. 458.320 and 459.0085, F.S.; increasing the minimum amounts of professional liability coverage, per claim and aggregate, which are required for licensure; increasing the minimum amounts required, per claim and aggregate, through an irrevocable letter of credit; increasing the minimum amounts of professional liability coverage, per claim and aggregate, which are required for physicians and osteopathic physicians who perform surgery; increasing the minimum amounts required, per claim and aggregate, through an irrevocable letter of credit; removing provisions authorizing a physician or osteopathic physician to be exempt from the financial-responsibility requirements upon posting notice and meeting certain other criteria; providing that requirements previously applicable to self-insured physicians and osteopathic physicians apply to all such physicians who are required to maintain financial responsibility; requiring that a physician or osteopathic physician satisfy an adverse final judgment within a specified period unless otherwise agreed to in writing; requiring the Department of Health to suspend the license of a physician or osteopathic physician upon notice of failure to satisfy an adverse final judgment; requiring the department to verify that a physician or osteopathic physician has met financial-responsibility requirements before granting or renewing a license; requiring the Board of Medicine and the Board of Osteopathic Medicine to adopt rules; providing an effective date.

—was referred to the Committees on Health Care; Banking and Insurance; and Judiciary.

By the Committee on Children and Families—

**SB 974**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 741.3165, F.S.; authorizing the release of certain information to a domestic violence fatality review team; requiring that confidential information released to a review team remain confidential and exempt from public-disclosure requirements; clarifying that only portions of meetings of a domestic violence fatality review team are exempt from requirements otherwise applicable to a public meeting; providing that personal identifying information and records developed by a domestic violence fatality review team are confidential and exempt from public-disclosure requirements; providing for future repeal and legislative review of the exemptions under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Children and Families; Judiciary; Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Jones—

**SB 976**—A bill to be entitled An act relating to hazard mitigation for coastal redevelopment; amending s. 163.3164, F.S.; defining the term “local mitigation strategy” for purposes of the Local Government Comprehensive Planning and Land Development Regulation Act; amending s. 163.3177, F.S.; providing an additional requirement for a local government’s comprehensive plan concerning hazard mitigation; amending s. 163.3178, F.S.; revising provisions with respect to coastal management; authorizing a demonstration project in certain counties to allow for the redevelopment of coastal areas within the designated coastal high-hazard area; providing conditions; providing for application by a local government; providing for a written agreement between the state land planning agency and the local government; providing for a progress report to the Governor and the Legislature; amending ss. 186.515, 288.975, and 369.303, F.S.; correcting cross-references to conform; providing an effective date.

—was referred to the Committees on Community Affairs; Domestic Security; and Environmental Preservation.

By Senator Campbell—

**SB 978**—A bill to be entitled An act relating to unlawful use of personal identification information; creating s. 501.165, F.S.; providing definitions; providing that using deception to obtain certain personal identification information for commercial solicitation purposes is a deceptive and unfair trade practice in violation of part II of ch. 501, F.S.; providing remedies; prohibiting the unauthorized disclosure, sale, or transfer of personal identification information to a third party; providing applicability; prohibiting a health care business from terminating certain relationships to avoid obtaining consent from a consumer to disclose, sell, or transfer personal identification information; prohibiting a business entity or health care business from discriminating against an individual due to the individual’s refusal to give such consent; providing that disclosing, selling, or transferring personal identification information is a deceptive and unfair trade practice in violation of part II of ch. 501, F.S.; providing that an individual whose property or person is injured may institute a civil action for injunctive relief, civil damages, and financial loss; providing for attorney’s fees; providing that a civil action may be filed regardless of whether a criminal prosecution has been or will be instituted and that the rights and remedies are in addition to any other rights and remedies provided by law; amending s. 817.568, F.S.; including other information within the definition of the term “personal identification information”; defining the term “counterfeit or fictitious personal identification information”; revising criminal penalties relating to the offense of fraudulently using, or possessing with intent to fraudulently use, personal identification information; providing minimum mandatory terms of imprisonment; providing that the willful and unauthorized disclosure, sale, or transfer of, or the attempt to disclose, sell, or transfer, personal identification information under specified circumstances is a felony of the third degree; providing penalties; creating the offenses of willfully and fraudulently using, or possessing with intent to fraudulently use, personal identification information concerning a deceased

individual; providing criminal penalties; providing for minimum mandatory terms of imprisonment; creating the offense of willfully and fraudulently creating or using, or possessing with intent to fraudulently use, counterfeit or fictitious personal identification information; providing criminal penalties; providing for reclassification of offenses under certain circumstances; providing for reduction or suspension of sentences under certain circumstances; providing that a violation of s. 817.568, F.S., is a deceptive and unfair trade practice in violation of part II of ch. 501, F.S.; providing remedies; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Judiciary; Commerce and Consumer Services; Criminal Justice; and Justice Appropriations.

By Senator Smith—

**SB 980**—A bill to be entitled An act relating to workers’ compensation fraud; amending s. 440.015, F.S.; declaring legislative intent to aggressively prosecute workers’ compensation fraud; amending s. 440.105, F.S.; providing for funding additional positions in state attorneys’ offices to investigate and prosecute cases of workers’ compensation fraud; providing an effective date.

—was referred to the Committees on Banking and Insurance; Criminal Justice; and Justice Appropriations.

By Senator Bennett—

**SB 982**—A bill to be entitled An act relating to electrical and alarm system contracting; amending s. 489.503, F.S.; requiring certain contractors to be certified pursuant to part II of ch. 489, F.S.; providing that an employee of the producer or manufacturer of a personal emergency response system is exempt from part II of ch. 489, F.S.; amending s. 489.505, F.S.; revising definitions; amending s. 489.513, F.S.; providing eligibility requirements for registering with the Department of Business and Professional Regulation as an electrical contractor or alarm system contractor; amending s. 489.529, F.S.; requiring a central monitoring station to employ call-verification methods under certain circumstances; amending s. 489.530, F.S.; exempting a fire alarm system from the requirement that it have a device that automatically terminates its audible signal after a certain period; amending s. 489.537, F.S.; providing that certain alarm system contractors and electrical contractors may not be required by a municipality or county to obtain additional certification or meet additional licensure requirements; providing an effective date.

—was referred to the Committees on Regulated Industries; Banking and Insurance; and Community Affairs.

By Senator Smith—

**SB 984**—A bill to be entitled An act relating to retirement; providing legislative intent; amending s. 121.091, F.S.; revising provisions relating to benefits payable for total and permanent disability for certain Special Risk Class members of the Florida Retirement System who are injured in the line of duty; providing for contribution rate increases to fund benefits provided in s. 121.091, F.S., as amended; directing the Division of Statutory Revision to adjust contribution rates set forth in s. 121.71, F.S.; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Productivity; and Ways and Means.

By Senator Dawson—

**SB 986**—A bill to be entitled An act relating to adoption; amending s. 63.042, F.S.; defining the standard for selecting an adoptive parent; requiring individual assessment of prospective adoptive parents of a

minor; eliminating the ban on adoption by a person who is a homosexual; providing an effective date.

—was referred to the Committees on Children and Families; and Judiciary.

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By Senator Campbell—

**SB 988**—A bill to be entitled An act relating to evidence; repealing s. 90.602, F.S.; relating to testimony of interested persons regarding oral communication with a deceased or mentally incompetent person; amending s. 90.804, F.S.; providing a hearsay exception for statements made by declarants unavailable due to death, illness, or infirmity that are similar to statements previously admitted; providing an effective date.

—was referred to the Committee on Judiciary.

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By Senator Smith—

**SB 990**—A bill to be entitled An act relating to sexual offenses; amending s. 365.161, F.S.; redefining the term “sexual battery” for purposes of a prohibition on obscene communications; amending ss. 794.011, 827.071, and 847.001, F.S.; redefining the term “sexual battery” and defining the terms “sexual organ” and “union” for purposes of the offense of sexual battery and provisions prohibiting sexual performance by a child and unlawful activity involving obscenity; amending ss. 796.07, 800.04, and 825.1025, F.S.; redefining the term “sexual activity” and defining the terms “sexual organ” and “union” for purposes of prohibitions on prostitution and lewd and lascivious conduct; revising the elements of the offense of lewd and lascivious molestation; reenacting ss. 395.0197(10) and 415.102(24), F.S., relating to internal risk management programs and adult protective services, to incorporate the amendment made to s. 794.011, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Justice Appropriations.

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By Senators Smith and Lynn—

**SB 992**—A bill to be entitled An act relating to the retiree health insurance subsidy; amending s. 112.363, F.S.; defining the term “the member begins drawing retirement benefits” for purposes of determining eligibility for the subsidy; revising the method of calculating the subsidy amount for certain retirees and beneficiaries; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Ways and Means.

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**SR 994**—Not referenced.

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By Senator Dawson—

**SB 996**—A bill to be entitled An act relating to the offense of leaving a child unattended or unsupervised in a motor vehicle; amending s. 316.6135, F.S.; providing that such offense constitutes a second-degree misdemeanor rather than a noncriminal traffic infraction; providing that such offense is a second-degree felony if the child suffers great bodily harm, disability, or disfigurement; providing penalties; providing an effective date.

—was referred to the Committees on Children and Families; Criminal Justice; and Justice Appropriations.

By Senator Posey—

**SB 998**—A bill to be entitled An act relating to victim’s rights; amending s. 960.001, F.S.; requiring that a victim, if known, who is not incarcerated be informed by the state attorney that the victim or the victim’s representative has the right to consult with the state attorney, including the right to meet with the state attorney, before the state attorney decides whether to prosecute a person for a criminal offense or a minor for a delinquent act or to offer the person or minor a pretrial intervention or diversion program; reenacting s. 945.10(1)(b), F.S., relating to confidential information, to incorporate the amendment made to s. 960.001, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; and Judiciary.

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By Senator Posey—

**SB 1000**—A bill to be entitled An act relating to income-eligibility requirements for state-funded programs; providing legislative intent; requiring an applicant for any state-funded program having an income-eligibility requirement to provide certain documentation to show proof of household income; providing an effective date.

—was referred to the Committees on Children and Families; Health Care; Health and Human Services Appropriations; and Government Efficiency Appropriations.

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By Senator Posey—

**SB 1002**—A bill to be entitled An act relating to insurance field representatives and operations; amending s. 626.321, F.S.; including service warranty agreement sales covering communications equipment under certain limited licensing provisions; limiting a licensing requirement for a communications equipment retail vendor license; revising certain application and licensing requirements for certain entities; requiring certain fees; providing construction relating to criminal liability or disciplinary proceedings; amending s. 626.471, F.S.; increasing a period of notification of intent to terminate an appointment; amending s. 626.731, F.S.; revising a qualification for licensure as a general lines agent; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Consumer Services; and General Government Appropriations.

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By Senator Siplin—

**SB 1004**—A bill to be entitled An act relating to wrongful criminal convictions; creating s. 914.145, F.S.; providing for civil damages for certain wrongful criminal convictions; providing for joint and several liability; providing for statute of limitations; providing an effective date.

—was referred to the Committees on Judiciary; Criminal Justice; and Justice Appropriations.

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**SR 1006**—Not referenced.

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By Senator Wilson—

**SB 1008**—A bill to be entitled An act relating to the testing of inmates for HIV infection in county and municipal detention facilities; amending s. 951.27, F.S.; requiring county and municipal detention facilities to perform an HIV test before an inmate is released if the inmate’s HIV status is unknown; providing certain exceptions; requiring county and municipal detention facilities to notify the Department of Health and the county health department where the inmate plans to reside following release if the inmate is HIV positive; requiring the detention facilities to provide special transitional assistance to an inmate who is HIV positive; amending s. 381.004, F.S.; providing that informed consent is not

required for an HIV test of an inmate prior to the inmate's release from a municipal or county detention facility; providing an effective date.

—was referred to the Committees on Criminal Justice; Health Care; Community Affairs; Judiciary; Justice Appropriations; and Ways and Means.

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By Senators Bennett and Dockery—

**SB 1010**—A bill to be entitled An act relating to administrative procedures; amending s. 11.60, F.S.; revising duties of the Administrative Procedures Committee with respect to its review of statutes; amending s. 120.54, F.S.; revising times for filing rules for adoption; providing for the form and provisions of bonds; revising applicability of certain uniform rules; amending s. 120.55, F.S.; requiring that certain information be included in forms incorporated by reference in rules; requiring information to be published electronically on an Internet website; providing that such publication does not preclude other publications; providing additional duties of the Department of State with respect to publications; providing requirements for the Internet website; amending s. 120.551, F.S.; postponing the repeal of this section, relating to Internet publication; amending s. 120.56, F.S.; revising provisions relating to withdrawal of challenged rules; amending s. 120.569, F.S.; prescribing circumstances under which the time for filing a petition for hearing must be extended; amending s. 120.57, F.S.; requiring that additional information be included in notices relating to protests of contract solicitations or awards; amending s. 120.74, F.S.; requiring agency reports to be filed with the Administrative Procedures Committee; requiring the Department of State to provide certain assistance to agencies in their transition to publishing on the Florida Administrative Weekly Internet website; providing effective dates.

—was referred to the Committees on Governmental Oversight and Productivity; Judiciary; and Ways and Means.

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By Senator Argenziano—

**SB 1012**—A bill to be entitled An act relating to professions regulated by the Department of Business and Professional Regulation; amending s. 455.271, F.S.; providing for the reinstatement of certain voided licenses; providing requirements for application and reinstatement of voided licenses, including fees, continuing education, and eligibility; providing an effective date.

—was referred to the Committee on Regulated Industries.

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By Senator Argenziano—

**SB 1014**—A bill to be entitled An act relating to the use of state rights-of-way; amending s. 337.406, F.S.; requiring that a local governmental entity issue a permit for the temporary use of the right-of-way of a state transportation facility, which use is otherwise prohibited by law, if such use is safe and will not endanger the public; providing an effective date.

—was referred to the Committees on Transportation; and Community Affairs.

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By Senator Argenziano—

**SB 1016**—A bill to be entitled An act relating to construction contracting; amending s. 255.05, F.S.; making certain restrictions in bonds issued for public works projects unenforceable; amending ss. 489.129 and 489.533, F.S.; increasing an administrative fine under certain disciplinary proceeding provisions; amending s. 713.015, F.S.; revising a direct contract provision requirement; providing that failure to include such provision in such contracts limits certain lien rights under the contract; providing construction relating to validity and enforceability; preserving lien rights of certain persons; amending s. 713.02, F.S.; protecting the rights of certain persons to enforce certain contract, lien, or bond remedies or contractual obligations under certain circumstances; precluding certain defenses; amending s. 713.04, F.S.; revising certain final payment requirements; amending s. 713.08, F.S.; requiring a claim of lien

to be served on an owner; amending s. 713.13, F.S.; revising provisions authorizing use of certain payment bonds to transfer certain recorded liens; specifying application of certain notice requirements to certain claims; revising time limits for serving certain required notices; amending s. 713.135, F.S.; revising certain notice of commencement and applicability of lien requirements for certain authorities issuing building permits; providing construction; amending s. 713.24, F.S.; preserving certain lien rights when filing a transfer bond after commencing certain lien enforcement proceedings; amending s. 713.345, F.S.; increasing certain criminal penalties for misapplication of construction funds; amending s. 713.3471, F.S.; revising a provision requiring a lender to provide notice to a property owner when making a first loan disbursement on a construction loan secured by residential real property; revising a notice form; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; and Governmental Oversight and Productivity.

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**SR 1018**—Not referenced.

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By Senators Haridopolos and Fasano—

**SB 1020**—A bill to be entitled An act relating to police dogs, fire dogs, SAR dogs, and police horses; amending s. 843.19, F.S.; prohibiting intentionally and knowingly causing great bodily harm to or using a deadly weapon upon a police dog, fire dog, SAR dog, or police horse; prohibiting actually and intentionally maliciously touching, striking, or causing bodily harm to a police dog, fire dog, SAR dog, or police horse; prohibiting maliciously harassing, teasing, interfering with, or attempting to interfere with a police dog, fire dog, SAR dog, or police horse while the animal is in the performance of its duties; providing penalties; providing for restitution from violators; providing application; providing an effective date.

—was referred to the Committee on Criminal Justice.

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By Senator Rich—

**SB 1022**—A bill to be entitled An act relating to local occupational license taxes; amending ss. 205.0315, 205.043, and 205.0535, F.S.; revising, updating, and conforming criteria and provisions for ordinances imposing local occupational license taxes; removing limitations on the authority of municipalities and counties to reclassify businesses, professions, and occupations and establish new rate structures for occupational license taxes; requiring the establishment of a review board rather than an equity study commission for certain purposes; deleting a schedule of limitations on increases in license taxes; authorizing increasing, decreasing, or eliminating local occupational license tax rates; specifying a limit on increases in such tax rates; providing an effective date.

—was referred to the Committees on Community Affairs; Regulated Industries; and Government Efficiency Appropriations.

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By the Committee on Commerce and Consumer Services—

**SB 1024**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 288.99, F.S., relating to the Certified Capital Company Act; conforming cross-references to changes made by the act; revising an exemption from the public records law provided for certain information relating to an investigation or review of a certified capital company by the Office of Financial Regulation of the Financial Services Commission; removing the exemption provided for information concerning a consumer complaint which is included in information relating to an investigation or review; removing the exemption provided for information concerning personnel of the office, and their spouses and children, if such personnel are or have been involved in an investigation or review that may endanger life or safety; removing the exemption provided for confidential information obtained by the office; removing the exemption provided for social security numbers of customers of certified capital companies; saving the exemptions from



repeal under the Open Government Sunset Review Act; deleting provisions providing for the repeal of the exemptions; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Banking and Insurance; Governmental Oversight and Productivity; Government Efficiency Appropriations; and Rules and Calendar.

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By the Committee on Commerce and Consumer Services—

**SB 1026**—A bill to be entitled An act relating to the Commission on the Future of Space in Florida; creating the commission; providing for its membership; providing for meetings; establishing voting requirements; providing duties of the commission; providing for public hearings; requiring reports; providing for technical advisory committees; providing for reimbursement of commission members; providing for an executive director; providing for staff assistance by the Department of Transportation, and for reimbursement of consultants by the department under certain circumstances; providing for expiration of the commission; providing an appropriation; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Governmental Oversight and Productivity; Transportation and Economic Development Appropriations; and Ways and Means.

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By the Committee on Commerce and Consumer Services—

**SB 1028**—A bill to be entitled An act relating to public records; amending s. 411.011, F.S.; specifying that the exemption from public-records requirements provided for records of children in school readiness programs applies to the personally identifiable records of children enrolled in the programs; extending the exemption to records held by certain contractors of early learning coalitions; providing for future repeal and legislative review of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Children and Families; Governmental Oversight and Productivity; and Rules and Calendar.

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By Senator Campbell—

**SB 1030**—A bill to be entitled An act relating to financial responsibility for operation of motor vehicles; amending s. 324.021, F.S.; expanding the definition of “rental company” for purposes of an exclusion from an exemption from application of certain limits of liability provisions to include certain holders of a motor vehicle title or an equity interest in a motor vehicle title under certain circumstances; providing an effective date.

—was referred to the Committees on Transportation; Banking and Insurance; and Judiciary.

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By Senator Bennett—

**SB 1032**—A bill to be entitled An act relating to the Access to Health Care Act; amending s. 766.1115, F.S.; revising a definition of low-income person to expand a poverty level family income criterion; providing an effective date.

—was referred to the Committees on Health Care; and Health and Human Services Appropriations.

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By Senator Baker—

**SB 1034**—A bill to be entitled An act relating to extracurricular student activities; amending s. 1006.15, F.S.; providing that eligibility requirements for participation shall apply to all extracurricular activities rather than to interscholastic activities only; providing that a student

shall not be precluded from participation in certain activities; providing certain restrictions with respect to participation; amending ss. 1002.33 and 1002.41, F.S.; conforming provisions; providing an effective date.

—was referred to the Committee on Education.

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By Senator Lynn—

**SB 1036**—A bill to be entitled An act relating to driver’s licenses; requiring law enforcement officers to check the status of certain licenses; amending s. 322.32, F.S.; increasing the penalty for certain offenses related to the use of an invalid license; providing an effective date.

—was referred to the Committees on Transportation; and Criminal Justice.

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By Senator Hill—

**SB 1038**—A bill to be entitled An act relating to highway designations; designating a portion of Interstate 4 near mile marker 123 in honor of Trooper Darryl Haywood; designating a portion of U.S. 1 in Duval County in honor of Johnnie Mae Chappell; designating a portion of International Speedway Boulevard in Volusia County in honor of Charles W. Cherry, Sr.; designating a portion of New Kings Road in Duval County in honor of Taye Brown; designating a portion of Nova Road in Volusia County in honor of David Hinson; designating a portion of Nova Road in Volusia County in honor of Officer Robert F. Grim, Sr.; designating a portion of the Haines Street Expressway in Duval County in honor of Charles B. Dailey; providing for the erection of markers; providing for an effective date.

—was referred to the Committee on Transportation.

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By Senator Dawson—

**SB 1040**—A bill to be entitled An act relating to bicycle lanes and pedestrian ways; amending s. 335.065, F.S.; requiring incorporation of bicycle and pedestrian ways into state, regional, and local transportation plans and programs; requiring establishment of bicycle lanes under certain circumstances; providing for bicycle lane width requirements in the department’s construction standards; amending s. 335.066, F.S.; revising the purpose of the department’s Safe Paths to Schools Program; requiring the department to establish a grant program to fund projects that support the program; authorizing the department to adopt rules; amending s. 335.093, F.S.; providing for inclusion of bicycle and pedestrian ways into planning and design standards for scenic highway designation to incorporate specified requirements; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; and Transportation and Economic Development Appropriations.

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By Senator Crist—

**SB 1042**—A bill to be entitled An act relating to physical examinations; amending s. 493.6108, F.S.; authorizing physician assistants or advanced registered nurse practitioners to conduct physical examinations of Class “G” permit applicants; amending s. 633.34, F.S.; authorizing physician assistants or advanced registered nurse practitioners to conduct physical examinations of any person applying for employment as a firefighter; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; and Health Care.

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By Senator Crist—

**SB 1044**—A bill to be entitled An act relating to juvenile process and service; amending s. 985.219, F.S.; providing for an adjudicatory hearing

within a specified time for a child alleged to have committed a delinquent act or law violation; amending ss. 985.201 and 985.225, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Judiciary; and Criminal Justice.

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**SR 1046**—Not referenced.

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**SJR 1048**—Withdrawn prior to introduction.

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By Senators Crist and Dockery—

**SB 1050**—A bill to be entitled An act relating to the unlawful taking of personal property or equipment; amending s. 812.155, F.S.; deleting a provision specifying that the prohibition against obtaining personal property or equipment with intent to defraud does not apply to a rental-purchase agreement unless the rental store retains title to the property or equipment throughout the period of the rental-purchase agreement; providing an effective date.

—was referred to the Committees on Criminal Justice; and Commerce and Consumer Services.

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By Senators Crist and Fasano—

**SB 1052**—A bill to be entitled An act relating to the residence of sexual offenders; amending s. 794.065, F.S.; defining the term “convicted” and “conviction” to include a conviction in another state or in a federal jurisdiction; prohibiting a person who has been convicted of certain sexual offenses in another state or federal jurisdiction from residing within 1,000 feet of certain specified locations if the victim was younger than 16 years of age; providing penalties; providing an effective date.

—was referred to the Committees on Criminal Justice; and Judiciary.

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**SCR 1054**—Not referenced.

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By Senator Klein—

**SB 1056**—A bill to be entitled An act relating to business entities; creating ss. 607.1112-607.1115, F.S.; providing definitions, requirements, criteria, and procedures for conversion of a domestic corporation into another business entity; providing for certificates of conversion; providing for effect of conversion; providing definitions, requirements, criteria, and procedures for conversion of another business entity into a domestic corporation; amending ss. 607.1302, 608.407, and 608.4225, F.S., to conform; creating ss. 608.4351-608.4359, F.S.; providing for appraisals of interests in certain limited liability companies; providing definitions; providing requirements, criteria, and procedures for appraisals; providing for appraisal rights of company members; providing for assertion of appraisal rights by nominees and beneficial owners; providing for notice of appraisal rights; providing for notice of intent to demand payment; providing for a written appraisal notice and form; providing for perfection of appraisal rights; providing a right to withdraw; providing for a member's acceptance of certain offers; providing procedures for members dissatisfied with company offers; providing for court action to determine fair value of certain demands for payment under certain circumstances; providing for award of court costs and attorney's fees; providing limitations on payments by limited liability companies under certain circumstances; amending ss. 608.438, 608.4381, 608.4382, 608.4383, and 608.439, F.S., to conform; creating ss. 608.4401-608.4404, F.S.; providing definitions, requirements, criteria, and procedures for conversion of a domestic limited liability company into another business entity; requiring a plan of conversion; requiring certain actions on a plan of conversion; providing for certificates of conversion; providing for effects of conversion; amending s. 608.452, F.S., to conform; amending ss. 617.0302 and 617.1107, F.S., to conform; creating ss. 620.1101-620.2205, F.S.; revising the Florida Revised Uniform Limited Liability Company Act; providing a popular name; providing defini-

tions; specifying conditions of knowledge and notice; providing for nature, purpose, and duration of limited partnerships; providing powers of limited partnerships; specifying the governing law relating to limited partnerships; providing supplemental principles of law; providing for application of certain rates of interest under certain circumstances; providing for names of limited partnerships; specifying certain fees of the Department of State for certain purposes; providing for effect of partnership agreements; providing for nonwaivable provisions; requiring limited partnerships to maintain certain required information; authorizing certain business transactions of partners with a partnership; providing for dual capacity of certain persons; requiring a designated office, registered office, and registered agent of a limited partnership; providing for change of designated office, registered office, or registered agent; providing for resignation of a registered agent; providing for service of process for certain purposes; providing for consent and proxies of partners; providing for formation of limited partnerships; providing for a certificate of limited partnership; providing for amendment or restatement of a certificate of partnership; providing for a certificate of dissolution; providing for a statement of termination; requiring certain records to be signed; providing for signing and filing of certain records pursuant to court order; providing for delivery to and filing of certain records by the Department of State; providing for effective dates and times of certain records and filings; providing for correcting certain filed records; providing for liability for false information in filed records; providing for a certificate of status; requiring delivery of annual reports to the department; providing conditions for becoming a partner; specifying absence of right or power of a limited partner to bind a limited partnership; providing for approval of certain rights; specifying absence of liability of limited partner for limited partnership obligations; specifying rights of limited partners and former limited partners to certain information; specifying limited duties of limited partners; specifying conditions of liability or lack of liability on the part of certain persons for certain partnership obligations under certain circumstances; specifying conditions for becoming a general partner; specifying a general partner as an agent for the limited partnership; specifying liability of limited partnership for certain actions of general partners; providing for liability of general partners; specifying certain actions by and against limited partnerships and general partners; specifying management rights of general partners; providing certain approval rights of other partners; specifying the right of general partners and former general partners to certain information; providing general standards of conduct for general partners; providing for form of certain contributions by partners; providing for liability for certain contributions; providing for sharing of profits, losses, and distributions; providing for interim distributions; specifying absence of right to receive a distribution upon dissociation; providing for distributions in kind; providing certain rights to distributions; providing limitations on distributions; providing for liability for certain improper distributions; providing for dissociation as limited partner under certain circumstances; providing for effect of dissociation as limited partner; providing for dissociation as general partner; specifying a person's power to dissociate as general under certain circumstances; specifying conditions and liability of wrongful dissociation; providing for effect of dissociation as general partner; providing to a dissociated general partner a power to bind and liability to a partnership before dissolution of the partnership; providing for certain liability of dissociated general partners; providing for a partner's transferable interest; providing for transfers of partner's transferable interest; providing rights of creditors of partners and transferees; providing for powers of estates of deceased partners; providing for nonjudicial dissolution of limited partnerships; providing for judicial dissolutions; providing for winding up activities of a limited partnership; providing for a power of a general partner and dissociated general partners to bind a partnership after dissolution; providing for liability of certain persons to the partnership after dissolution; providing for disposition of known claims against dissolved limited partnerships; providing for filing certain unknown claims against dissolved limited partnerships; providing for liability of certain persons for certain barred claims against a limited partnership; providing for administrative dissolution; providing for reinstatement after administrative dissolution; providing for appeals from reinstatement denials; providing for revocation of dissolution; providing for disposition of assets upon winding up of activities of a limited partnership; specifying when contributions are required; specifying the governing law relating to foreign limited partnerships; providing for applications for certificates of authority for foreign limited partnerships; specifying certain activities as not constituting transacting business by a foreign limited partnership; providing for filing a certificate of authority for foreign limited partnerships to transact business; prohibiting a foreign limited partnership from obtaining a certificate of authority for a noncomplying name;

providing for revocation of a certificate of authority for foreign limited partnerships; providing for cancellation of a certificate of authority for a foreign limited partnership; providing for effect of failure to have a certificate; authorizing the Attorney General to bring actions to restrain foreign limited partnerships from transacting business under certain circumstances; providing for reinstatement after administrative revocation; providing for amending a certificate of authority; providing for direct actions by a partner against a limited partnership or another partner under certain circumstances; authorizing partners to maintain derivative actions for certain purposes; specifying proper plaintiff in derivative actions; specifying contents of certain pleadings; specifying distribution of proceeds in derivative actions; providing for court award of expenses and attorney fees under certain circumstances; providing definitions; providing for conversion of an organization to a limited partnership or a limited partnership to another organization; requiring a plan of conversion; specifying certain actions on a plan of conversion; requiring a certificate of conversion; specifying certain required filings with the Department of State for a conversion; providing for effect of conversion; providing for a merger of a limited partnership with certain organizations; requiring a plan of merger; specifying certain actions on a plan of merger; requiring a certificate of merger; specifying certain required filings for a merger; providing for effect of merger; providing restrictions on approval of conversions and mergers; providing for liability of a general partner after conversion or merger; providing for power of certain persons to bind an organization after conversion or merger; providing for appraisals of interests in certain limited partnerships; providing definitions; providing for appraisal rights of limited partners; providing for assertion of appraisal rights by nominees and beneficial owners; providing for notice of appraisal rights; providing for notice of intent to demand payment; providing for a written appraisal notice and form; providing for perfection of appraisal rights; providing a right to withdraw; providing for a limited partner's acceptance of certain offers; providing procedures for limited partners dissatisfied with limited partnership offers; providing for court action to determine fair value of certain demands for payment under certain circumstances; providing for award of court costs and attorney's fees; providing limitations on payments by limited partnerships under certain circumstances; providing for application of laws to provisions governing conversions and mergers; providing for uniformity of application and construction; providing severability; providing for application to the Electronic Signatures in Global and National Commerce Act; providing for application to existing business entities; amending ss. 620.8103 and 620.8404, F.S., to conform; amending s. 620.8105, F.S.; providing requirements for partnership registration statements, certificates of merger or conversion, and amended partnership registrations and certificates of merger or conversion; amending s. 620.81055, F.S.; providing a fee for a certificate of conversion; creating ss. 620.8911-620.8923, F.S.; providing definitions; providing for conversion of certain organizations to a partnership or a partnership to another organization; providing requirements, criteria, and procedures for conversions; requiring a plan of conversion; requiring certain actions by a converting partnership on a plan of conversion; specifying certain required filings with the Department of State for a conversion; providing for effect of conversion; providing for a merger of a partnership with certain organizations; providing requirements, criteria, and procedures for mergers; requiring a plan of merger; specifying certain actions by a constituent partnership on a plan of merger; specifying certain required filings with the Department of State for a merger; providing for effect of merger; providing restrictions on approval of conversions and mergers; providing for liability of partners after conversion or merger; providing for power of certain persons to bind an organization after conversion or merger; providing construction relating to application of other laws to conversions and mergers; amending s. 620.9104, F.S.; specifying additional activities not constituting transacting business; repealing s. 608.4384, F.S., relating to rights of members of limited liability companies dissenting to a merger; repealing ss. 620.101, 620.102, 620.103, 620.105, 620.1051, 620.106, 620.107, 620.108, 620.109, 620.112, 620.113, 620.114, 620.115, 620.116, 620.117, 620.118, 620.119, 620.122, 620.123, 620.124, 620.125, 620.126, 620.127, 620.128, 620.129, 620.132, 620.133, 620.134, 620.135, 620.136, 620.137, 620.138, 620.139, 620.142, 620.143, 620.144, 620.145, 620.146, 620.147, 620.148, 620.149, 620.152, 620.153, 620.154, 620.155, 620.156, 620.157, 620.158, 620.159, 620.162, 620.163, 620.164, 620.165, 620.166, 620.167, 620.168, 620.169, 620.172, 620.173, 620.174, 620.175, 620.176, 620.177, 620.178, 620.179, 620.182, 620.1835, 620.184, 620.185, 620.186, 620.187, 620.192, 620.201, 620.202, 620.203, 620.204, and 620.205, F.S., relating to the Florida Revised Uniform Limited Partnership Act (1986); repealing ss. 620.8901, 620.8902, 620.8903, 620.8904, 620.8905, 620.8906, 620.8907, and 620.8908, F.S., relating to conversions of partnerships

and limited partnerships under the Revised Uniform Partnership Act of 1995; providing effective dates.

—was referred to the Committees on Commerce and Consumer Services; Judiciary; and Government Efficiency Appropriations.

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By Senator King—

**SB 1058**—A bill to be entitled An act relating to building designations; designating the Florida Welcome Center on Interstate 75 at the Georgia state line as the “Joseph O. Striska Florida Welcome Center”; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committee on Transportation.

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By the Committee on Health Care; and Senators Fasano and Peaden—

**SB 1060**—A bill to be entitled An act relating to increasing the number of nurses in the state's workforce; amending s. 1009.66, F.S.; revising the criteria for receiving funds under the Nursing Student Loan Forgiveness Program; requiring that nurses employed as faculty in an approved nursing program be given priority in receiving funds under the program; providing appropriations; requiring the Division of Colleges and Universities of the Department of Education to establish a contract grants program; providing requirements for priority funding; requiring the division to report to the Legislature; requiring the Board of Nursing to adopt rules requiring nursing applicants and licensees to submit certain information concerning employment and education; authorizing the board to provide such information to the Florida Center for Nursing; providing an effective date.

—was referred to the Committees on Health Care; Education; Education Appropriations; and Ways and Means.

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By the Committee on Domestic Security—

**SB 1062**—A bill to be entitled An act relating to the certification and duties of seaport security officers; creating s. 311.121, F.S.; authorizing the seaport authority or governing board of certain seaports to require that seaport security officers receive additional training and certification; providing eligibility requirements for such certification; creating the Seaport Security Officer Qualifications, Training, and Standards Steering Committee to develop the curriculum for the training program; providing for the membership of the steering committee; requiring the Division of Community Colleges to implement the training curriculum; authorizing the substitution of training equivalencies; requiring an examination; providing requirements for certification renewal; providing requirements for schools that offer training for seaport security officers; providing for issuance of a license indicating that the licensee is certified as a seaport security officer; creating s. 311.122, F.S.; authorizing a seaport security officer to take into custody any person whom the officer has cause to believe is trespassing in a restricted access area; providing that such officer is not criminally or civilly liable for taking such action; providing an effective date.

—was referred to the Committees on Domestic Security; Commerce and Consumer Services; Criminal Justice; and Transportation and Economic Development Appropriations.

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By Senators King, Lynn and Wise—

**SB 1064**—A bill to be entitled An act relating to restitution and other court-ordered payments; amending s. 775.089, F.S.; transferring the responsibility for collecting and disbursing restitution and other court-ordered payments from the Department of Corrections to the Department of Revenue; requiring the Department of Revenue to conduct a needs assessment and cost-benefit analysis of the system of court-ordered payments; requiring the State Technology Office to provide assistance, if available; authorizing the Department of Revenue to procure

from a private vendor services for collecting restitution and court-ordered payments; requiring that the new system for collecting and disbursing restitution and other payments be operational by a specified date; requiring the Department of Revenue to include performance standards in its contract with a private vendor; amending s. 948.09, F.S., relating to payments for the costs of supervision and rehabilitation; conforming provisions to changes made by the act; requiring the Department of Corrections to establish a payment schedule for each offender and provide this information to the Department of Revenue; requiring disbursement of payments by the Department of Revenue; requiring that restitution payments be deposited into the Crimes Compensation Trust Fund when the Department of Revenue is unable to locate a victim; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Productivity; and General Government Appropriations.

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**SR 1066**—Not referenced.

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By Senator Rich—

**SB 1068**—A bill to be entitled An act relating to theft of property; amending s. 812.13, F.S.; redefining the term “robbery” to include the unlawful endeavoring to take property; providing that if an offender threatens to use a weapon or firearm during the course of a robbery, the offender commits a felony of the first degree; providing for penalties; amending ss. 812.131 and 812.133, F.S.; redefining the terms “robbery by sudden snatching” and “carjacking” to include the unlawful endeavoring to take property; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Justice Appropriations.

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By Senators Atwater and Dockery—

**SB 1070**—A bill to be entitled An act relating to economic development incentives; amending s. 212.20, F.S.; providing for distribution of a portion of revenues from the tax on sales, use, and other transactions to specified units of local government owning eligible convention centers; providing limitations; requiring the Department of Revenue to prescribe certain forms; creating s. 288.1171, F.S.; providing for certification of units of local government owning eligible convention centers by the Office of Tourism, Trade, and Economic Development; requiring the office to adopt specified rules; providing a definition; providing requirements for certification; providing for use of proceeds distributed to units of local government under the act; providing for audits by the Department of Revenue; providing for revocation of certification; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Community Affairs; Government Efficiency Appropriations; and Ways and Means.

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By Senator Atwater—

**SB 1072**—A bill to be entitled An act relating to auditor selection procedures; amending s. 218.391, F.S.; revising the auditor selection procedures that local governmental entities, district school boards, charter schools, and charter technical career centers must use in selecting auditors to conduct certain required financial audits; revising provisions relating to membership, purposes, and duties of audit committees required to be established to aid in such selection; providing for requests for proposals; providing review and ranking requirements; requiring written contracts and providing requirements therefor, including renewal requirements; providing an effective date.

—was referred to the Committees on Community Affairs; Regulated Industries; Governmental Oversight and Productivity; and General Government Appropriations.

By Senator Alexander—

**SB 1074**—A bill to be entitled An act relating to special risk retirement; amending s. 121.0515, F.S.; providing that emergency dispatchers and 911 operators employed by a county or municipal law enforcement agency may participate as part of the Special Risk Administrative Support Class and are eligible for the special risk normal retirement date; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Productivity; and Ways and Means.

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By Senator Miller—

**SB 1076**—A bill to be entitled An act relating to requirements for high school graduation; amending s. 1003.43, F.S.; prescribing a formula for computing each student's graduation grade point average, which formula includes results from the student's grade-10 FCAT and grade-10 norm-referenced test, as well as coursework grades; providing an effective date.

—was referred to the Committees on Education; and Education Appropriations.

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**Senate Resolutions 1078-1080**—Not referenced.

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By Senator Miller—

**SB 1082**—A bill to be entitled An act relating to public records exemptions; amending s. 1004.43, F.S.; clarifying the public records exemption for proprietary confidential business information owned or controlled by the not-for-profit corporation operating the H. Lee Moffitt Cancer Center and Research Institute and its subsidiaries relating to trade secrets; expanding the public records exemption to include information received from a person in this or another state or nation or the Federal Government which is otherwise exempt or confidential under the laws of this or another state or nation or under federal law; providing for future review and repeal; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Education; Health Care; Governmental Oversight and Productivity; and Rules and Calendar.

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By Senator Siplin—

**SB 1084**—A bill to be entitled An act relating to notification of next of kin; providing a short title; creating s. 960.046, F.S.; requiring law enforcement agencies to notify the next of kin of decedents whose death occurs in certain circumstances; prescribing procedures to be followed with respect to such notification; requiring disciplinary action against officers who fail to make a required notification or who fail to follow specified procedures for making such notification; providing an effective date.

—was referred to the Committees on Criminal Justice; and Community Affairs.

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By Senators Wilson and Jones—

**SB 1086**—A bill to be entitled An act relating to infant eye care; amending s. 383.04, F.S.; requiring certain eye examinations for all infants born in hospitals in the state; exempting this requirement from s. 383.07, F.S., relating to a penalty; revising an exception to the certain applicability requirements concerning infant eye care; amending ss. 627.6416 and 641.31, F.S.; providing that coverage for children under health insurance policies and health maintenance organization con-

tracts must include certain eye examinations for infants and children; providing an effective date.

—was referred to the Committees on Health Care; Banking and Insurance; Health and Human Services Appropriations; and Ways and Means.

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By Senator Wilson—

**SB 1088**—A bill to be entitled An act relating to early learning; amending s. 1002.53, F.S.; requiring students to comply with disciplinary policies; prohibiting certain forms of discipline; amending s. 1002.65, F.S.; requiring that, by a specified future date, each school-year pre-kindergarten program comprise at least a specified minimum number of instructional hours; amending s. 1002.67, F.S.; requiring that the department review and approve the curriculum used by any provider in implementing the Voluntary Prekindergarten Education Program; providing an effective date.

—was referred to the Committees on Education; Commerce and Consumer Services; Education Appropriations; and Ways and Means.

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By Senators Campbell and Dawson—

**SB 1090**—A bill to be entitled An act relating to health care services for minors and incapacitated persons; amending s. 39.407, F.S.; specifying requirements for the Department of Children and Family Services with respect to providing psychotropic medication to a child in the custody of the department; requiring that the prescribing physician attempt to obtain express and informed parental consent for providing such medication; authorizing the department to provide psychotropic medication without such consent under certain circumstances; requiring that the child be evaluated by a physician; requiring that the department obtain court authorization for providing such medication within a specified period; providing requirements for a motion by the department seeking court authorization to provide psychotropic medication; specifying circumstances under which medication may be provided in advance of a court order; requiring that a hearing be held on the motion to provide psychotropic medication to a child under certain circumstances; specifying the required burden of proof with respect to evidence presented at the hearing; requiring that the department provide a child's medical records to the court; providing requirements for court review; authorizing the court to order the department to obtain a medical opinion; requiring the department to adopt rules governing the procedures for determining the services needed, obtaining parental consent, and obtaining court authorization for the use of psychotropic medication; conforming a cross-reference; amending s. 394.459, F.S., relating to the rights of patients under the Florida Mental Health Act; revising provisions requiring that a patient be asked to give express and informed consent before admission or treatment; requiring that additional information be provided with respect to the risks and benefits of treatment, the dosage range of medication, potential side effects, and the monitoring of treatment; clarifying provisions governing the manner in which consent may be revoked; amending s. 743.0645, F.S.; redefining the term "medical care and treatment" for purposes of obtaining consent for the medical treatment of a minor; providing an exception with respect to the consent provided under s. 39.407, F.S.; providing an effective date.

—was referred to the Committees on Children and Families; Health Care; Judiciary; and Health and Human Services Appropriations.

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**SB 1092**—Withdrawn prior to introduction.

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By Senator Smith—

**SB 1094**—A bill to be entitled An act relating to the Blood Donor Protection Act; creating s. 381.0043, F.S.; providing a popular name; providing that no blood bank or subsidiary or affiliate thereof or employee or agent of a blood bank or subsidiary or affiliate thereof may be compelled to disclose the identity or identifying characteristics of any

person who donates blood or any blood components; providing an exception; providing an effective date.

—was referred to the Committees on Health Care; and Governmental Oversight and Productivity.

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By Senator Smith—

**SB 1096**—A bill to be entitled An act relating to the Freedom to Worship Safely Act; providing a popular name; creating s. 775.0861, F.S.; providing for the upgrading of the degree of an offense that involves the use or threat of physical force or violence against any individual if the offense is committed at a location where a religious institution is conducting or carrying on religious services or activities; providing for gain-time eligibility and severity ranking of offenses; amending s. 921.0022, F.S.; providing for application of the severity ranking chart of the Criminal Punishment Code; providing applicability; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Justice Appropriations.

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By Senator Smith—

**SB 1098**—A bill to be entitled An act relating to public records; amending s. 39.202, F.S., relating to confidentiality requirements for reports and records in cases of child abuse or neglect; providing that staff members of a child advocacy center who are providing the services of the center to the child may have access to the records; providing an effective date.

—was referred to the Committees on Children and Families; Governmental Oversight and Productivity; and Rules and Calendar.

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By Senator Lynn—

**SB 1100**—A bill to be entitled An act relating to theft; amending s. 812.014, F.S.; providing that the theft of property that has been deployed by a law enforcement officer is grand theft in the first degree; providing criminal penalties; creating s. 812.0147, F.S.; providing that it is a second-degree felony to possess or use a fifth wheel to commit or attempt to commit theft; providing criminal penalties; amending s. 921.0022, F.S.; classifying the offense of stealing property deployed by a law enforcement officer under the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

—was referred to the Committees on Criminal Justice; Transportation; and Justice Appropriations.

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By Senator Atwater—

**SB 1102**—A bill to be entitled An act relating to the relief of persons who suffered loss in a named tropical system; expressing the legislative intent to revise laws relating to the relief of persons whose primary residences were damaged by a named tropical system; providing an effective date.

—was referred to the Committees on Government Efficiency Appropriations; Community Affairs; Ways and Means; and Rules and Calendar.

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By Senator Atwater—

**SB 1104**—A bill to be entitled An act relating to the communications services tax; expressing the legislative intent to revise laws relating to the tax on communications services; providing an effective date.

—was referred to the Committees on Government Efficiency Appropriations; Communications and Public Utilities; Ways and Means; and Rules and Calendar.

By Senator Atwater—

**SB 1106**—A bill to be entitled An act relating to taxation; expressing the legislative intent to revise laws relating to taxation; providing an effective date.

—was referred to the Committees on Government Efficiency Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Atwater—

**SB 1108**—A bill to be entitled An act relating to interest and trust funds; expressing the legislative intent to revise laws relating to interest and trust funds; providing an effective date.

—was referred to the Committees on Government Efficiency Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Atwater—

**SB 1110**—A bill to be entitled An act relating to documentary stamp tax revenue; expressing the legislative intent to revise laws relating to the disposition of documentary stamp tax revenue; providing an effective date.

—was referred to the Committees on Government Efficiency Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Atwater—

**SB 1112**—A bill to be entitled An act relating to general revenue service charges; expressing the legislative intent to revise laws relating to general revenue service charges; providing an effective date.

—was referred to the Committees on Government Efficiency Appropriations; Ways and Means; and Rules and Calendar.

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By Senator King—

**SB 1114**—A bill to be entitled An act relating to restaurants licensed to sell wine on the premises; creating s. 564.09, F.S.; authorizing a restaurant patron to remove a resealed wine container from a restaurant for off-premise consumption; amending s. 316.1936, F.S.; providing that a resealed wine container is not an open container for purposes of the prohibition against possessing an open container of alcohol in a vehicle; providing an effective date.

—was referred to the Committees on Regulated Industries; and Transportation.

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By Senator Saunders—

**SB 1116**—A bill to be entitled An act relating to specialty nursing; amending s. 464.003, F.S.; defining the terms “clinical nurse specialist practice” and “clinical nurse specialist”; creating s. 464.0115, F.S.; providing requirements for certification as a clinical nurse specialist; providing fees; authorizing the Board of Nursing to adopt rules; amending 464.012, F.S.; adding clinical nurse specialist to the classifications of advanced registered nurse practitioners; creating s. 464.0125, F.S.; requiring advanced registered nurse practitioners to register with the Board of Nursing to prescribe medicinal drugs, including controlled substances; providing requirements for registration and renewal of registration, including continuing education; providing fees; prohibiting prescription of controlled substances for personal use or the use of immediate family members; providing for disciplinary actions; authorizing the board to adopt rules; amending s. 464.015, F.S.; restricting the use of professional titles and abbreviations relating to clinical nurse specialist and certified registered nurse anesthetist practice; providing penalties; amending s. 464.016, F.S.; prohibiting the use of any name or title stating or implying that a person is a clinical nurse specialist, certified

registered nurse anesthetist, or certified nurse midwife unless the person is licensed or certified; providing penalties; amending s. 893.02, F.S.; redefining the term “practitioner” under the Florida Comprehensive Drug Abuse Prevention and Control Act to include certain advanced registered nurse practitioners; reenacting s. 921.0022(3)(g), F.S., relating to the offense severity ranking chart of the Criminal Punishment Code, to incorporate the amendment to s. 464.016, F.S., in a reference thereto; amending s. 458.348, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Health Care; and Health and Human Services Appropriations.

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By Senator Saunders—

**SB 1118**—A bill to be entitled An act relating to motor vehicle crash reports; amending s. 316.066, F.S.; providing for victim services programs to immediately obtain such reports; providing an effective date.

—was referred to the Committees on Transportation; and Criminal Justice.

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By Senator Haridopolos—

**SB 1120**—A bill to be entitled An act relating to the Financial Literacy Council; creating s. 516.321, F.S.; providing legislative findings; creating the council; providing purposes; providing for membership; providing for meetings, procedures, records, and reimbursement for travel and per diem expenses; providing powers and duties of the council; providing for resources of the council; requiring annual reports to the Governor and Legislature; providing an effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Productivity; Transportation and Economic Development Appropriations; and Ways and Means.

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By Senator Saunders—

**SB 1122**—A bill to be entitled An act relating to third-party liability; amending s. 213.053, F.S.; expanding the authority of the Department of Revenue to provide the Agency for Health Care Administration with tax information; reenacting s. 206.27(2), F.S., relating to records and files as public records, to incorporate the amendment to s. 213.053, F.S., in a reference thereto; amending s. 409.910, F.S.; requiring third-party liability administrators and pharmacy benefits managers to provide certain records and information relating to payments on behalf of Medicaid-eligible persons; amending s. 733.2121, F.S.; requiring the personal representative of a decedent to provide a copy of a death certificate to the Agency for Health Care Administration; providing an effective date.

—was referred to the Committees on Health Care; Banking and Insurance; and Government Efficiency Appropriations.

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By Senators Haridopolos and Fasano—

**SB 1124**—A bill to be entitled An act relating to mobile homes; amending s. 723.037, F.S.; providing intent, requirements, and restrictions regarding information exchanged in meetings between park owners and homeowners’ committees and at mediation; providing exceptions; amending s. 723.0611, F.S.; designating the Florida Mobile Home Relocation Corporation as an agency of the state and certain other persons as officers, employees, or agents of the state for application of sovereign immunity provisions; providing rulemaking authority to administer provisions involving the corporation; amending s. 723.0612, F.S.; providing that mobile home owners are not eligible for compensation in certain circumstances involving change in use of the land comprising the mobile home park; providing entitlement to attorney’s fees and costs in certain enforcement actions; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Consumer Services; and Judiciary.

SR 1126—Not referenced.

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By Senator Wilson—

**SB 1128**—A bill to be entitled An act relating to inmates who are parents of minor children; providing legislative findings and intent with respect to the importance of an inmate maintaining a relationship with his or her minor child; requiring the Department of Corrections to collect certain information concerning the children of inmates in the state correctional system; requiring that the department analyze the institutional assignment of each inmate who is a parent and determine the inmate's proximity to his or her minor child; providing an exception if the court has restricted an inmate's contact with his or her child; amending s. 944.17, F.S.; requiring the department to consider an inmate's proximity to his or her minor child when transferring the inmate; amending s. 944.24, F.S.; requiring that a female inmate be assigned to a facility in as close proximity as possible to her minor child; providing an exception if the court has restricted the inmate's contact with the child; amending s. 944.8031, F.S.; revising legislative findings with respect to the need for an inmate to maintain relationships with his or her minor children; providing an effective date.

—was referred to the Committees on Criminal Justice; and Children and Families.

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By Senator Crist—

**SB 1130**—A bill to be entitled An act relating to abandonment of roads; amending s. 316.00825, F.S.; providing for conveyance of roads by a municipality to a homeowners' association; amending s. 316.006, F.S.; providing for traffic control jurisdiction over such conveyed roads; providing an effective date.

—was referred to the Committees on Transportation; and Community Affairs.

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By Senator Crist—

**SB 1132**—A bill to be entitled An act relating to official state designations; creating s. 15.0465, F.S.; designating the official state flagship; providing an effective date.

—was referred to the Committees on Community Affairs; and Governmental Oversight and Productivity.

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By Senator Argenziano—

**SB 1134**—A bill to be entitled An act relating to governmental effectiveness and efficiency; expressing the legislative intent to improve governmental effectiveness and efficiency; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Government Efficiency Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Argenziano—

**SB 1136**—A bill to be entitled An act relating to governmental effectiveness and efficiency; expressing the legislative intent to improve governmental effectiveness and efficiency; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Government Efficiency Appropriations; Ways and Means; and Rules and Calendar.

By Senator Argenziano—

**SB 1138**—A bill to be entitled An act relating to governmental effectiveness and efficiency; expressing the legislative intent to improve governmental effectiveness and efficiency; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Government Efficiency Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Argenziano—

**SB 1140**—A bill to be entitled An act relating to executive branch collegial bodies; amending s. 20.052, F.S.; providing legislative findings that it is in the public interest to periodically review collegial bodies in the executive branch; providing definitions; revising requirements for the establishment and maintenance of executive collegial bodies; requiring each executive agency to periodically report certain information and make recommendations to the Executive Office of the Governor concerning executive collegial bodies; providing exemptions to the recommendation requirement; requiring the Executive Office of the Governor to report to the Legislature; providing for substantive committees within the Legislature to review the reports and recommendations of the executive branch; conforming provisions; providing an effective date.

—was referred to the Committee on Governmental Oversight and Productivity.

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By Senator Argenziano—

**SB 1142**—A bill to be entitled An act relating to public records and meetings; exempting trade secrets held by state agencies from public-records requirements; requiring that a written declaration be submitted to the state agency verifying that the information is a trade secret; specifying requirements for such declaration; exempting any portion of a meeting at which information concerning a trade secret is discussed from public-meetings requirements; providing for application of the exemptions; providing for future repeal and legislative review under the Open Government Sunset Review Act of 1995; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Governmental Oversight and Productivity; and Rules and Calendar.

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By Senator Argenziano—

**SB 1144**—A bill to be entitled An act relating to public records and public meetings; amending s. 119.07, F.S.; transferring general exemptions from requirements relating to inspection and copying of records not otherwise transferred by this act to s. 119.071, F.S.; conforming cross-references; amending s. 119.071, F.S.; reorganizing and classifying exemptions under the headings of "agency processes," "agency personnel identifying information," "other personal identifying information," and "security"; transferring and amending s. 119.0721, F.S., relating to an exemption provided for social security numbers; creating s. 119.07101, F.S., and transferring to that section provisions of s. 119.07, F.S., relating to exemptions for records of the Department of Highway Safety and Motor Vehicles; creating s. 119.07102, F.S., and transferring to that section provisions of s. 119.07, F.S., relating to exemptions for records of the Department of Health; creating s. 119.0711, F.S., and transferring to that section provisions of s. 119.07, F.S., relating to exemptions for executive branch agencies; creating s. 119.0712, F.S., and transferring to that section provisions of s. 119.07, F.S., relating to exemptions for local government agencies; amending s. 119.15, F.S.; revising standards and guidelines for review and repeal of exemptions pursuant to the Open Government Sunset Review Act; creating s. 112.31891, F.S., and transferring to that section provisions of s. 119.07, F.S., relating to investigatory records; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Judiciary; and Rules and Calendar.

By Senator Argenziano—

**SB 1146**—A bill to be entitled An act relating to purchasing and procurement; amending s. 14.203, F.S.; redesignating the State Council on Competitive Government as the “Center for Efficient Government”; transferring the center from the Administration Commission to the Department of Management Services; revising the powers and duties of the center; requiring the center to adopt rules; prescribing duties of the center before a state function or service is outsourced or privatized; requiring the center to perform a business-case analysis; specifying the requirements for the analysis; requiring that the center submit the proposed business case to the Legislature for approval under certain circumstances; providing requirements for the secretary or executive director of a state agency that proposes to outsource or privatize a function or service; prescribing contract requirements; providing requirements for a contract that exceeds \$1 million in value; requiring the Department of Management Services to establish a program to train contract negotiators; requiring that a state agency submit certain contract amendments to the Legislative Budget Commission for approval; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Government Efficiency Appropriations; General Government Appropriations; and Ways and Means.

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By Senator Miller—

**SB 1148**—A bill to be entitled An act relating to adult video games; prohibiting the sale or rental of an adult video game to a person younger than a specified age; providing that a person buying or renting an adult video game be required to present proof of age; defining the term “adult video game”; providing a penalty; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Criminal Justice; and Justice Appropriations.

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By Senator Saunders—

**SB 1150**—A bill to be entitled An act relating to vehicle and vessel registration; amending ss. 316.605, 318.14, and 318.18, F.S., relating to vehicle licensing, noncriminal traffic infractions, and civil penalties; conforming cross-references; amending s. 320.01, F.S.; redefining the term “registration period”; defining the term “extended registration period”; amending s. 320.055, F.S.; establishing an extended registration period and renewal period for certain motor vehicles; amending s. 320.06, F.S.; extending the time period and increasing the replacement fee for registration of license plates and validation stickers; amending s. 320.07, F.S.; authorizing the biennial renewal of certain motor vehicle registration upon the payment of certain taxes, service charges, and additional fees; amending s. 320.071, F.S.; clarifying that the registration period for a motor vehicle or mobile home may not exceed a specified number of months; amending s. 322.121, F.S., relating to reexamination of drivers; conforming a cross-reference; amending s. 328.72, F.S.; identifying certain vessel owners who are eligible for an extended registration period; providing an effective date.

—was referred to the Committees on Transportation; Government Efficiency Appropriations; and Transportation and Economic Development Appropriations.

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By Senator Argenziano—

**SB 1152**—A bill to be entitled An act relating to retirement; amending s. 121.71, F.S.; revising the payroll contribution rates for the membership classes of the Florida Retirement System for the state fiscal years effective July 1, 2005, and July 1, 2006; amending s. 121.40, F.S.; revising the payroll contribution rate for the Institute of Food and Agricultural Sciences, effective July 1, 2005; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Ways and Means.

By Senator Dockery—

**SB 1154**—A bill to be entitled An act relating to Enterprise Florida, Inc.; amending s. 288.041, F.S.; deleting the requirement that Enterprise Florida, Inc., assist in the expansion of the solar energy industry and solar technology; amending s. 288.047, F.S., relating to quick-response training; conforming provisions to changes made by the act; amending s. 288.095, F.S.; deleting obsolete provisions; repealing s. 288.8155, F.S., relating to the International Trade Data Resource and Research Center; amending s. 288.901, F.S.; revising the membership, organization, and meetings of the board of directors of Enterprise Florida, Inc.; amending s. 288.9015, F.S.; deleting obsolete provisions regarding the Workforce Development Board of Enterprise Florida, Inc.; amending s. 288.90151, F.S.; deleting obsolete provisions; specifying moneys and contributions that may be considered as private-sector support to Enterprise Florida, Inc.; requiring that the annual report include a study; clarifying the term “economic development organization”; requiring Enterprise Florida, Inc. to hire certain firms to develop certain survey reporting; deleting a requirement that the annual report be certified; amending s. 288.903, F.S.; deleting the limitation on the salary of an employee of Enterprise Florida, Inc.; amending s. 288.904, F.S.; revising the power of the board to make and enter into contracts; providing that certain limitations do not apply to contracts awarded by another entity; amending s. 288.905, F.S.; deleting provisions prohibiting certain state employees from receiving a pay raise or bonus beyond a certain amount; amending s. 445.004, F.S., relating to Workforce Florida, Inc.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Communications and Public Utilities; and Transportation and Economic Development Appropriations.

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**SR 1156**—Not referenced.

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By Senator Klein—

**SB 1158**—A bill to be entitled An act relating to property and casualty insurance; transferring, renumbering, and amending ss. 350.061, 350.0611, 350.0612, 350.0613, and 350.0614, F.S.; authorizing the Public Counsel to represent the general public before the Office of Insurance Regulation; including certain proceedings related to rules and rate filings for residential property insurance; authorizing the Public Counsel to have access to files of the office, to seek review of orders of the office, to issue reports, recommendations, and proposed orders to the office; specifying where the Public Counsel shall maintain his or her office; authorizing the Joint Legislative Auditing Committee to authorize the Public Counsel to employ certain types of employees; requiring the Office of Insurance Regulation to provide copies of certain filings to the Public Counsel; amending s. 112.3145, F.S.; conforming a cross-reference; amending s. 215.559, F.S.; revising the distribution of funds in the Hurricane Loss Mitigation Program; providing for a low-interest loan program; amending s. 408.40, F.S.; conforming a cross-reference; amending s. 624.319, F.S.; authorizing the Public Counsel to have access to certain confidential information held by the Department of Financial Services or the Office of Insurance Regulation; amending s. 627.062, F.S.; deleting provisions that allow an insurer to require arbitration of a rate filing for property and casualty insurance; amending s. 627.0629, F.S.; requiring underwriting rules for homeowners’ insurance to be filed with and approved by the Office of Insurance Regulation; providing for filing and approval provisions; amending s. 627.0651, F.S.; deleting reference to the filing of specified underwriting rules for homeowners’ insurance; amending s. 627.4025, F.S.; redefining the term “hurricane coverage” to include coverage for damage from wind-driven water; amending s. 627.4133, F.S.; prohibiting an insurer from canceling or nonrenewing a residential property insurance policy for certain reasons; amending s. 627.4145, F.S.; increasing the minimum score on the reading ease test for insurance policies; creating s. 627.41494, F.S.; providing for consumer participation in review of insurance rate changes; providing for public inspection of rate filings; providing for adoption of rules by the Financial Services Commission; requiring insurers to pay costs of consumer advocacy groups under certain circumstances; amending s. 627.701, F.S.; revising the hurricane deductibles that insurers must offer for personal lines residential property insurance policies; creating s. 627.70105, F.S.; requiring payment of living expenses required due to



uninhabitability of insured property within a specified time; providing an appropriation; providing effective dates.

—was referred to the Committees on Banking and Insurance; Community Affairs; Communications and Public Utilities; General Government Appropriations; Rules and Calendar; and Ways and Means.

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By the Committee on Community Affairs—

**SB 1160**—A bill to be entitled An act relating to comprehensive planning and land development; amending s. 163.3164, F.S.; defining the term “antiquated subdivision” for purposes of the Local Government Comprehensive Planning and Land Development Regulation Act; amending s. 163.3177, F.S.; requiring that the future land use plan element of a comprehensive plan identify areas where the local government seeks to consolidate or vacate platted or subdivided lots; requiring that a local government address necessary plan amendments related to antiquated subdivisions by a specified time; providing an effective date.

—was referred to the Committee on Community Affairs.

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By Senator Atwater—

**SB 1162**—A bill to be entitled An act relating to the Florida Prepaid College Program; amending s. 1009.98, F.S.; revising provisions relating to eligibility for benefits if the program is terminated; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Productivity; Education Appropriations; and Rules and Calendar.

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By Senator Posey—

**SB 1164**—A bill to be entitled An act relating to the transmission of sexually oriented material to a minor; creating s. 847.01385, F.S.; providing definitions relating to the transmission of materials to a minor; prohibiting a person in this state or in any jurisdiction from transmitting sexually oriented material or material that is harmful to a minor by means of unsolicited electronic mail or a computer pop-up; providing that a violation of the act is a felony of the third degree; providing criminal penalties; providing an effective date.

—was referred to the Committees on Criminal Justice; Communications and Public Utilities; and Justice Appropriations.

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By Senator Alexander—

**SB 1166**—A bill to be entitled An act relating to Polk County; abolishing the Peace Creek Drainage District and transferring its powers, duties, functions, assets, and liabilities to the Lake Region Lakes Management District; amending s. 1 of the charter of the Lake Region Lakes Management District, as amended; redefining the territorial boundaries of the district; amending s. 2 of the charter of the Lake Region Lakes Management District, as amended; clarifying eligibility to vote for members of the board of commissioners of the district; amending s. 3 of the charter of the Lake Region Lakes Management District, as amended; prohibiting the board of commissioners of the district from taking specified actions with respect to canals and waterways within areas of the district; providing an effective date.

—was referred to the Committee on Rules and Calendar.

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By Senator Alexander—

**SB 1168**—A bill to be entitled An act relating to the Commission for the Transportation Disadvantaged; amending s. 427.012, F.S.; revising the membership of the commission within the Department of Transportation; revising the number of members of the commission needed to constitute a quorum; requiring that candidates for appointment to the

commission meet certain requirements for background screening; requiring that the Department of Transportation report to the commission any candidate who fails to meet the screening standards; requiring that the costs of screening be borne by the department or the candidate for appointment; providing an effective date.

—was referred to the Committees on Transportation; and Criminal Justice.

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By Senator Garcia—

**SB 1170**—A bill to be entitled An act relating to road designations; designating Ramon Puig Way in Miami-Dade County; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committee on Transportation.

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By Senator Jones—

**SB 1172**—A bill to be entitled An act relating to the Florida Birth-Related Neurological Injury Compensation Plan; amending s. 766.309, F.S.; authorizing an administrative law judge to determine if the notice requirements have been satisfied when a claim is made under the Florida Birth-Related Neurological Injury Compensation Plan; providing legislative intent with respect to a provision clarifying the jurisdiction of an administrative law judge; amending s. 766.315, F.S.; authorizing the State Board of Administration to invest funds held on behalf of the Florida Birth-Related Neurological Injury Compensation Plan; providing an effective date.

—was referred to the Committees on Judiciary; and Health Care.

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By Senator Jones—

**SB 1174**—A bill to be entitled An act relating to the implementation of a constitutional amendment; expressing the legislative intent to enact laws implementing amendment 4 to the State Constitution; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; Government Efficiency Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Campbell—

**SB 1176**—A bill to be entitled An act relating to the staffing of health care facilities; creating ss. 395.051-395.057, F.S.; providing a short title; providing legislative findings; defining terms; prescribing safe staffing standards for health care facilities; requiring licensed facilities to submit an annual staffing plan to the Agency for Health Care Administration; providing standards for the required skill mix; requiring compliance with the staffing plan; requiring recordkeeping; prohibiting mandatory overtime; providing applicability; providing to employees the right to refuse certain assignments and the right to report suspected violations of safe staffing standards; providing for the agency to enforce compliance with the act; requiring the agency to develop rules; providing an effective date.

—was referred to the Committees on Health Care; Health and Human Services Appropriations; and Ways and Means.

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By Senator Lawson—

**SB 1178**—A bill to be entitled An act relating to illegal use of nets; amending s. 370.093, F.S.; specifying that certain nets are not considered to be gill or entangling nets and may be used to harvest mullet; providing an effective date.

—was referred to the Committees on Environmental Preservation; Criminal Justice; Judiciary; and Rules and Calendar.

By Senator Campbell—

**SB 1180**—A bill to be entitled An act relating to the Board of Medicine; amending s. 458.307, F.S.; revising membership requirements; providing for expiration of terms of current members, appointment of new members to staggered terms, and appointment and terms of successors; providing an effective date.

—was referred to the Committee on Health Care.

By Senator Campbell—

**SB 1182**—A bill to be entitled An act relating to the Florida Incentive-based Permitting Act; creating s. 403.0874, F.S.; providing a popular name; providing legislative findings; providing purposes; providing definitions; providing for an Incentive-based Permitting Program; providing compliance incentives for certain environmental permitting activities; providing requirements and limitations; providing for administration by the Department of Environmental Protection; requiring the department to adopt certain rules; requiring agency notification of formal enforcement actions; providing notice requirements; amending ss. 161.041 and 373.413, F.S.; specifying application of Incentive-based Permitting Program provisions; amending s. 403.087, F.S.; revising criteria for department permit issuance to conform; providing an effective date.

—was referred to the Committees on Environmental Preservation; and General Government Appropriations.

By Senator Fasano—

**SB 1184**—A bill to be entitled An act relating to statutory ways of necessity; amending s. 704.01, F.S.; revising criteria for establishing a statutory way of necessity exclusive of common-law right; amending s. 704.04, F.S.; removing a limitation on the existence of certain easements; providing for reenactment of certain provisions under certain circumstances; providing for effectiveness; providing an effective date.

—was referred to the Committees on Judiciary; and Community Affairs.

By Senator Atwater—

**SB 1186**—A bill to be entitled An act relating to building and facility designations; amending s. 267.062, F.S.; authorizing the boards of trustees of state universities to name campus buildings and facilities for living persons; amending s. 1013.79, F.S.; conforming a provision; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Rich—

**SB 1188**—A bill to be entitled An act relating to prosperity campaigns; creating s. 445.057, F.S.; establishing the Prosperity Campaign Office to be housed in Workforce Florida, Inc.; providing duties of the office; providing for establishment of the Florida Prosperity Campaign Council; providing membership and responsibilities; requiring development and offering of a high school financial literacy course; requiring each Prosperity Campaign to connect low-wage workers to economic benefits programs and to offer additional services; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Education; Governmental Oversight and Productivity; and Transportation and Economic Development Appropriations.

By Senators Wilson, Lawson and Hill—

**SJR 1190**—A joint resolution proposing an amendment to Section 4 of Article VI of the State Constitution, relating to suffrage and elections,

to provide for restoration of a felony offender's right to vote and hold office upon completion of incarceration and postconviction supervision.

—was referred to the Committees on Ethics and Elections; Criminal Justice; Judiciary; and Rules and Calendar.

By Senator Garcia—

**SB 1192**—A bill to be entitled An act relating to sales of communications services; amending s. 202.125, F.S.; providing that a mobile communications service having a residential service address is exempt from the tax imposed on communication services; reenacting ss. 202.12(1)(a), 202.19(10), and 203.01(1)(a), F.S., relating to the tax on communication services, the authority of a county or municipality to impose a local communications services tax, and the tax on gross receipts for communication services, to incorporate the amendment made to s. 210.125, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Communications and Public Utilities; Community Affairs; Government Efficiency Appropriations; and Ways and Means.

By Senator Bennett—

**SB 1194**—A bill to be entitled An act relating to homestead assessments; providing an exception to requirements to assess certain homestead property at just value under certain circumstances; providing limitations; providing an effective date.

—was referred to the Committees on Community Affairs; and Government Efficiency Appropriations.

By Senator Posey—

**SB 1196**—A bill to be entitled An act relating to the Agency Rules Reform Act of 2005; providing a popular name; amending s. 120.536, F.S.; providing for legislative review of proposed agency rules; providing that an agency may adopt only rules that have been reviewed and approved by the Legislature; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Judiciary; Ways and Means; and Rules and Calendar.

By Senator Posey—

**SB 1198**—A bill to be entitled An act relating to elections; creating s. 98.485, F.S.; requiring each county supervisor of elections to submit to the district school board a calendar of election dates; requiring scheduled days to coincide with election dates and schools to be made available as polling places; requiring timely notification; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Education.

By Senator Fasano—

**SB 1200**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.052, F.S.; deleting an exemption to an exemption from the tax for research or development costs; providing an exemption for machinery and equipment used predominantly for research and development activities; defining the term "machinery and equipment"; authorizing a business certified to receive the exemption to designate one or more state universities or community colleges as recipients of part or all of the amount of the exemption under specified conditions; providing that the business retains the rights to patents, royalties, or real or intellectual property unless an agreement specifies otherwise; amending s. 212.08, F.S.; deleting an annual limitation on an exemption from the tax for certain machinery and equipment; deleting an exemption for machinery and equipment used to expand certain printing man-

ufacturing facilities or plant units; revising special provisions for phosphate and solid mineral severance or processing; deleting an annual limitation on an exemption from the tax for certain machinery and equipment purchased under a federal procurement contract; repealing s. 212.0805, F.S., relating to conditions for the qualification of machinery and equipment used in phosphate and solid mineral severance or processing for the exemption for new or expanding businesses; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Education; Government Efficiency Appropriations; and Ways and Means.

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By Senator Bennett—

**SB 1202**—A bill to be entitled An act relating to the provision of electric power; amending s. 366.05, F.S.; requiring findings by the Public Service Commission before a public utility constructs a power plant or buys certain power from a third party; requiring a public utility to purchase wholesale power under certain conditions; amending s. 403.503, F.S.; adding gas and combined cycle facilities to the power plants that are subject to the Florida Electrical Power Plant Siting Act; amending s. 403.506, F.S.; providing for application of the act to steam-generating plants; applying the act's certification requirement to facilities that alter or add certain steam generating capacity to an existing plant; specifying that the replacement of an existing turbine is an alteration rather than a modification; amending s. 403.5175, F.S.; requiring that a determination of need by the Public Service Commission be included in an application for power plant certification which seeks a certain increase in steam-generating capacity at an existing plant; providing an effective date.

—was referred to the Committees on Communications and Public Utilities; Environmental Preservation; and General Government Appropriations.

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By Senator Smith—

**SB 1204**—A bill to be entitled An act relating to enterprise zones; authorizing the Office of Tourism, Trade, and Economic Development to approve requests to amend enterprise zone boundaries; providing amendment requirements; authorizing existing enterprise zones to request recertification; providing request requirements; amending s. 212.08, F.S.; reducing the amount of sales tax refunded for business property used in an enterprise zone; revising the definition of the term "business property"; amending s. 290.007, F.S.; authorizing eligible businesses to transfer unused credits; providing requirements and limitations; amending s. 290.016, F.S.; extending the expiration date of the Florida Enterprise Zone Act of 1994; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Community Affairs; Government Efficiency Appropriations; and Transportation and Economic Development Appropriations.

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By Senator Peadar—

**SM 1206**—A memorial to the Congress of the United States, urging Congress to amend the Social Security Act.

—was referred to the Committee on Rules and Calendar.

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By Senator Peadar—

**SB 1208**—A bill to be entitled An act relating to long-term care coverage; amending s. 409.902, F.S.; directing the Agency for Health Care Administration to establish the Long-term Care Partnership Program; providing purpose and duties; amending s. 409.905, F.S.; providing conditions for eligibility; directing the agency to submit a plan and proposed legislation to the Legislature; providing a contingent effective date.

—was referred to the Committees on Health Care; Banking and Insurance; and Health and Human Services Appropriations.

By Senator Sebesta—

**SJR 1210**—A joint resolution proposing an amendment to Section 4 of Article VI and the creation of Section 26 of Article XII of the State Constitution, relating to qualifications of candidates for public office, to increase the time a person may serve as state senator or state representative before being disqualified from a consecutive candidacy.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules and Calendar.

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By Senator Bennett—

**SB 1212**—A bill to be entitled An act relating to construction contracting; amending s. 489.113, F.S.; revising an exemption for general contractors with respect to the requirement to subcontract the construction of certain sanitary sewer collection, storm collection, and water distribution systems; creating s. 489.1185, F.S.; providing requirements for grandfathering certified general contractors as underground utility and excavation contractors for purposes of qualifying business organizations performing such construction; providing for fees; providing an effective date.

—was referred to the Committees on Regulated Industries; and General Government Appropriations.

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By Senator Wilson—

**SB 1214**—A bill to be entitled An act relating to public school student progression; amending s. 1008.25, F.S.; revising the components of school district student progression programs; eliminating guidelines for allocating school district remedial and supplemental instruction resources; providing for the retention of students under specified circumstances; eliminating mandatory retention requirements for certain students in grade 3; eliminating midyear promotion; providing procedures for parental requests for retention; providing for appeals; eliminating standards for exemption from mandatory retention, to conform; revising the parental notification requirements; revising guidelines for remedial reading instruction and intervention strategies; revising the purpose of the Reading Enhancement and Acceleration Development Initiative; revising the eligibility criteria for the Intensive Acceleration Class; revising the requirements for reports by district school boards specifying required rules; amending s. 1002.20, F.S.; conforming a cross-reference; amending s. 1002.23, F.S., to conform; requiring the State Board of Education to initiate the adoption of rules by a time certain; providing an effective date.

—was referred to the Committees on Education; and Education Appropriations.

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By Senator Wise—

**SB 1216**—A bill to be entitled An act relating to corrections; expressing the legislative intent to revise laws relating to corrections; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Justice Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Wise—

**SB 1218**—A bill to be entitled An act relating to juvenile justice; expressing the legislative intent to revise laws relating to juvenile justice; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Justice Appropriations; Ways and Means; and Rules and Calendar.

By Senator Wise—

**SB 1220**—A bill to be entitled An act relating to probation; expressing the legislative intent to revise laws relating to probation; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Justice Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Wise—

**SB 1222**—A bill to be entitled An act relating to law enforcement; expressing the legislative intent to revise laws relating to law enforcement; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Justice Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Wise—

**SB 1224**—A bill to be entitled An act relating to parole; expressing the legislative intent to revise laws relating to parole; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Justice Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Diaz de la Portilla—

**SB 1226**—A bill to be entitled An act relating to domestic security; expressing the legislative intent to revise laws relating to domestic security; providing an effective date.

—was referred to the Committees on Domestic Security; Criminal Justice; Justice Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Diaz de la Portilla—

**SB 1228**—A bill to be entitled An act relating to emergency preparedness; expressing the legislative intent to revise laws relating to emergency preparedness; providing an effective date.

—was referred to the Committees on Domestic Security; Community Affairs; Transportation and Economic Development Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Carlton—

**SB 1230**—A bill to be entitled An act relating to the Voluntary Pre-kindergarten Education Program; expressing the legislative intent to revise laws relating to the Voluntary Prekindergarten Education Program; providing an effective date.

—was referred to the Committees on Education Appropriations; and Ways and Means.

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By Senator Lynn—

**SB 1232**—A bill to be entitled An act relating to wind-protection provisions of the Florida Building Code; amending ch. 2000-141, Laws of Florida; providing for removal of outdated wind-protection standards from the Florida Building Code; providing for an update of the code's wind-protection standards; eliminating the exemption from windborne-debris requirements currently applicable in certain areas of Franklin, Gulf, Bay, Walton, Okaloosa, Santa Rosa, and Escambia Counties; providing for removal of code provisions that allow certain buildings to be

designed for internal pressures; directing the Florida Building Commission to consider various issues in the code-development process; amending s. 553.71, F.S.; deleting the definition of the term "exposure category C" for purposes of the code; directing the Florida Building Commission to consider addressing exposure category C areas in the Florida Building Code; defining the term "exposure category C"; providing an effective date.

—was referred to the Committees on Community Affairs; and Regulated Industries.

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**Senate Resolutions 1234-1236**—Not referenced.

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By Senator Wise—

**SB 1238**—A bill to be entitled An act relating to the abatement of drug paraphernalia; creating the Drug Paraphernalia Abatement Task Force within the Executive Office of the Governor; prescribing task force membership; providing for meetings and duties of the task force; providing that meetings and records of the task force are subject to the public-records requirements of ch. 119, F.S.; providing for members of the task force to be reimbursed for per diem and travel expenses; requiring the Office of Drug Control within the Executive Office of the Governor to provide staff support; requiring cooperation by state agencies; providing for abolishing the task force on a specified date; providing an effective date.

—was referred to the Committees on Criminal Justice; Commerce and Consumer Services; and Governmental Oversight and Productivity.

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By Senator Baker—

**SB 1240**—A bill to be entitled An act relating to former military vehicles; amending s. 316.2952, F.S.; defining "former military vehicle"; exempting such vehicles from certain windshield requirements; requiring eye-protective devices while such vehicle is in operation; providing penalties for violation; amending s. 316.605, F.S.; exempting certain former military vehicles from license plate display requirements; amending s. 320.086, F.S.; providing for issuance of special license plates for certain former military vehicles; exempting certain former military vehicles from license plate display requirements; requiring the plate and registration certificate to be in the vehicle and available for inspection; defining "former military vehicle"; providing an effective date.

—was referred to the Committee on Transportation.

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By Senators Aronberg and Fasano—

**SB 1242**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.111, F.S.; authorizing additional persons to purchase credit for prior military wartime service; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Productivity; and Ways and Means.

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By Senator Alexander—

**SB 1244**—A bill to be entitled An act relating to the tax on gross receipts for utility services; amending s. 203.01, F.S.; providing for a tax on utility services delivered to a retail consumer in this state; providing for a tax on the gross receipts of a distribution company providing delivery of electricity to a retail consumer, based on an index price; providing for an annual calculation of the index price; providing for a tax reduction by refund for similar taxes paid to another jurisdiction; providing for a tax on the gross receipts of a distribution company providing for the sale or transportation of natural gas or manufactured gas to a retail consumer, based on an index price; providing for an annual calculation of the index price; providing for a tax reduction by refund for similar taxes paid to another jurisdiction; providing for a tax on the cost price of

electricity, natural gas, or manufactured gas to be paid by any person who causes these products to be severed or imported into the state for that person's own use; revising obsolete provisions; providing that the tax does not apply to certain sales, transportation, delivery, or uses; amending s. 203.012, F.S.; redefining the term "utility service"; defining the term "distribution company"; authorizing the executive director of the Department of Revenue to adopt emergency rules to implement the act; providing an amnesty for unpaid gross receipts tax, penalties, and interest on unpaid gross receipts tax otherwise due for selling natural gas in this state; providing conditions for the amnesty; providing limitations for the amnesty; authorizing the executive director of the Department of Revenue to adopt emergency rules to implement the amnesty; providing an effective date.

—was referred to the Committees on Government Efficiency Appropriations; Communications and Public Utilities; Commerce and Consumer Services; and Ways and Means.

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By Senator Margolis—

**SB 1246**—A bill to be entitled An act relating to the arrest of an elderly person; creating s. 901.243, F.S.; providing legislative intent concerning an elderly person who has been arrested for an alleged violation of a criminal law of this state; defining the term "elderly person"; requiring a law enforcement officer arresting an elderly person to notify the Department of Elderly Affairs and request that the department examine the elderly person; requiring the department to provide a qualified professional to examine the elderly person within a specified time and determine competency to proceed; specifying the responsibilities of the qualified professional when examining the elderly person; requiring the qualified professional to prepare a report; requiring the qualified professional to identify recommended treatment for the elderly person to attain competency to proceed; providing an effective date.

—was referred to the Committees on Children and Families; Criminal Justice; Judiciary; and Health and Human Services Appropriations.

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By Senator Wilson—

**SB 1248**—A bill to be entitled An act relating to the school health services program; amending s. 381.0056, F.S.; defining the term "school-based health center" for purposes of the School Health Services Act; providing that such a center is a health care entity acting as an instrumentality of the state for purposes of certain limitations on liability; providing an effective date.

—was referred to the Committees on Health Care; Education; Judiciary; and Education Appropriations.

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By Senator Wise—

**SB 1250**—A bill to be entitled An act relating to independent postsecondary education; amending s. 1005.22, F.S.; revising a duty of the Commission for Independent Education relating to rulemaking; amending s. 1005.31, F.S.; providing requirements of independent postsecondary educational institutions licensed by the commission; providing requirements for an investigative process for licensure of applicants; revising provisions relating to applicant status; providing for inspections; creating s. 1005.375, F.S.; specifying acts that constitute violations and providing penalties therefor; amending s. 1005.38, F.S.; providing requirements for investigation of a suspected violation of the chapter or rules; providing for denial of licensure; providing additional grounds for disciplinary actions; providing for a final order to dismiss a complaint or impose specified penalties; providing for imposition of an assessment relating to investigation and prosecution of a case; providing for an emergency suspension or restriction order; creating s. 1005.385, F.S.; requiring the commission to adopt rules relating to issuance of a citation to an institution and violations for which a citation may be issued; specifying requirements for issuance; amending s. 1010.83, F.S.; providing for the inclusion in the Institutional Assessment Trust Fund of fees

and fines imposed on institutions; specifying separate accounts; revising uses of funds in the trust fund; providing an effective date.

—was referred to the Committees on Education; Criminal Justice; and Education Appropriations.

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By Senators Saunders and Bennett—

**SB 1252**—A bill to be entitled An act relating to the Florida Gulf Coast University; authorizing the university to establish a school of engineering; authorizing the university to grant bachelor's degrees in specified fields; providing an effective date.

—was referred to the Committees on Education; Regulated Industries; Education Appropriations; and Rules and Calendar.

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By Senator Constantine—

**SB 1254**—A bill to be entitled An act relating to the deferred compensation program for government employees; amending s. 112.215, F.S.; providing that the deferred compensation plan or plans established by the Chief Financial Officer apply to employees of governmental entities other than the state; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; General Government Appropriations; and Ways and Means.

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By Senator Wise—

**SB 1256**—A bill to be entitled An act relating to student financial assistance; providing legislative intent; creating the Florida Independent Collegiate Assistance (FICA) Grant Program, for the purpose of providing grants to certain students who attend certain nonpublic institutions of higher education and are enrolled in programs leading to specified occupations; requiring the Department of Education to administer the program; providing for eligibility; defining the term "eligible nonpublic institution of higher education"; providing for rulemaking by the State Board of Education; providing an effective date.

—was referred to the Committees on Education; and Education Appropriations.

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By Senator Atwater—

**SB 1258**—A bill to be entitled An act relating to certificates of release for mortgages; creating s. 701.041, F.S.; providing definitions; providing for the issuance of a certificate of release for a mortgage by a title insurer or its authorized agent for certain purposes; providing for recordation; specifying contents of a certificate of release; requiring execution, acknowledgment, and recordation of a certificate of release by certain entities; providing requirements for appointment of an agent for execution purposes; providing for effect of a certificate of release; providing criteria for recording multiple certificates of release; providing application; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Judiciary.

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By Senators Wise and Dockery—

**SB 1260**—A bill to be entitled An act relating to university growth funding; creating s. 1011.96, F.S.; requiring future enrollment growth funds to be appropriated to the Department of Education or to a trust fund to be distributed to public or nonpublic postsecondary educational institutions providing instruction in fields vital to the citizens of the state; providing for a request for proposals and requirements of such proposals; requiring establishment annually of a priority list; providing

for creation of a committee and specifying terms and duties thereof; providing an effective date.

—was referred to the Committees on Education; Commerce and Consumer Services; and Education Appropriations.

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By Senator Campbell—

**SB 1262**—A bill to be entitled An act relating to child support enforcement; amending s. 61.13, F.S.; providing civil penalties for employers, unions, and plan administrators not in compliance with requirements of the national medical support notice; amending s. 61.1354, F.S.; providing for sharing of information between consumer reporting agencies and the Department of Revenue relating to amount of current support owed; requiring the department to continue reporting to consumer reporting agencies once overdue amount is paid if current support is still owed; amending s. 61.14, F.S.; providing conditions for collection of support from workers' compensation settlements; providing for amendment of settlement agreement; providing for rulemaking by the Office of the Judges of Compensation Claims; amending s. 61.1812, F.S.; correcting a reference; amending s. 222.21, F.S.; correcting a reference; amending s. 382.016, F.S.; providing exceptions to the requirement that the department limit access to an acknowledgment of paternity that amends an original birth certificate; providing conditions under which an original birth certificate for a child born in this state whose paternity is established in another state may be amended; amending s. 409.2561, F.S.; providing limitation to exemption for support order establishment to recipients of supplemental security income and temporary cash assistance; amending s. 409.2567, F.S.; eliminating requirement for a monthly report by the department on funds identified for collection from noncustodial parents of children receiving temporary assistance; amending s. 409.821, F.S.; requiring the provision of information identifying KidCare program applicants to the department for Title IV-D purposes; providing effective dates.

—was referred to the Committees on Children and Families; Judiciary; and General Government Appropriations.

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By Senator Saunders—

**SB 1264**—A bill to be entitled An act relating to highway safety; creating the Anjelica and Victoria Velez Memorial Traffic Safety Act; amending s. 318.18, F.S.; revising the penalty for a moving violation of a traffic control signal showing a steady red indication; providing for distribution of moneys collected; amending s. 318.21, F.S.; providing for distribution of specified civil penalties; amending s. 322.0261, F.S.; requiring a driver improvement course for a second moving violation of a traffic control signal showing a steady red indication within a specified time period; providing a penalty for failure to complete such course within a specified time period; amending s. 322.27, F.S.; assigning a point value for conviction of a moving violation of a traffic control signal showing a steady red indication; creating s. 395.4036, F.S.; providing for distribution of funds to trauma centers; providing for audits and attestations; providing an effective date.

—was referred to the Committees on Transportation; Health Care; Government Efficiency Appropriations; and Health and Human Services Appropriations.

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By Senator Jones—

**SB 1266**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; defining the term "public school member"; amending s. 121.091, F.S.; providing for calculation of retirement benefits payable to public school members; providing retroactive applicability; providing for funding of benefit increases for public school members; providing a finding of important state interest; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Productivity; and Ways and Means.

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By Senator Clary—

**SB 1268**—A bill to be entitled An act relating to the second primary election; repealing s. 100.091, F.S.; eliminating the second primary election; repealing s. 100.096, F.S., relating to the holding of special elections in conjunction with the second primary election, to conform; amending s. 97.021, F.S., relating to the definition of "primary election," to conform; amending ss. 97.055, 97.071, 97.1031, 98.081, F.S., relating to restrictions on changing party affiliation between primary elections, to conform; amending ss. 99.061, 99.095, F.S., relating to qualifying for nomination or election to office, to conform; amending s. 99.063, F.S.; adjusting the date to designate a Lieutenant Governor running mate, to conform; amending ss. 99.103, 100.061, 100.081, 100.111, 100.141, 101.252, 101.62, 103.021, 103.022, 103.091, 105.031, 105.041, 105.051, 106.07, 106.08, 106.29, F.S., and repealing s. 102.014(4)(c), F.S.; revising references, to conform to the elimination of the second primary election; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Judiciary.

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By Senator Saunders—

**SB 1270**—A bill to be entitled An act relating to property appraiser assessments; amending s. 193.023, F.S.; providing property appraisers with additional methods for inspecting real property for assessment purposes as an alternative to physical inspections; providing an effective date.

—was referred to the Committees on Community Affairs; and Government Efficiency Appropriations.

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By Senator Wise—

**SB 1272**—A bill to be entitled An act relating to public records and public meetings exemptions for investigations by the Commission for Independent Education; amending s. 1005.38, F.S.; creating an exemption from public records requirements for a complaint, information obtained during an investigation, and minutes and findings of a probable cause panel relating to suspected violations of ch. 1005, F.S., or commission rules; creating an exemption from public meetings requirements for proceedings of a probable cause panel; providing for limited duration of the exemptions; providing for future review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Education; Criminal Justice; Governmental Oversight and Productivity; and Rules and Calendar.

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**Senate Resolutions 1274-1278**—Not referenced.

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By Senator Hill—

**SB 1280**—A bill to be entitled An act relating to education; creating s. 1003.422, F.S.; allowing school districts to provide instruction in the history of labor; providing an effective date.

—was referred to the Committee on Education.

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By Senator Hill—

**SB 1282**—A bill to be entitled An act relating to youth athletics programs; requiring a security background screening by the Department of Law Enforcement for persons who volunteer or work for a youth athletic association; prohibiting a person from volunteering or working with a youth athletic association before completing the screening; providing for the payment of fees to cover the costs of screening; defining the term "youth athletic association"; providing an effective date.

—was referred to the Committees on Community Affairs; Criminal Justice; and Justice Appropriations.

By Senator Hill—

**SB 1284**—A bill to be entitled An act relating to government contracting; requiring contracts for procurement of services by governmental entities to include provisions requiring those services to be performed by United States citizens or persons lawfully able to work within the United States and to be performed within the United States; providing exceptions; providing a definition; requiring a review of existing contracts and a report by the Chief Financial Officer; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Commerce and Consumer Services; and Rules and Calendar.

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By Senator Bennett—

**SB 1286**—A bill to be entitled An act relating to funds for the operation of schools; amending s. 1011.62, F.S.; revising the formula for determining the sparsity supplement; requiring that a district having a wealth adjustment receive no less than the statewide average amount of per-student funding; providing an effective date.

—was referred to the Committees on Education; Education Appropriations; and Ways and Means.

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By Senator Aronberg—

**SB 1288**—A bill to be entitled An act relating to labor pools; amending s. 448.24, F.S.; authorizing a labor pool to provide day laborers with a method of obtaining cash from a cash-dispensing machine; providing criteria for the use of a cash-dispensing machine; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Banking and Insurance; and Judiciary.

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By Senator Posey—

**SJR 1290**—A joint resolution proposing an amendment to Section 3 of Article XI of the State Constitution, relating to the type of amendment or revision which may be proposed by citizen initiative.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules and Calendar.

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By Senator Bennett—

**SJR 1292**—A joint resolution proposing the creation of Section 19 of Article VII of the State Constitution; requiring that the use of public funds in aid of any professional sports team, or to pay for a facility used or intended to be used by a professional sports team or for a professional sporting event, be approved by a vote of the electors of the state or by the electors of the affected county, school district, municipality, or special district; providing an exception for such payments authorized before a specified date.

—was referred to the Committees on Commerce and Consumer Services; Community Affairs; Government Efficiency Appropriations; and Rules and Calendar.

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By Senator Bennett—

**SB 1294**—A bill to be entitled An act relating to use of school district millage; amending ss. 200.065 and 1011.71, F.S.; expanding authorized school board millage levy funding to include payment of premiums for property and casualty insurance necessary to insure school district educational plants; providing an effective date.

—was referred to the Committees on Education; Government Efficiency Appropriations; and Education Appropriations.

By Senators Haridopolos and Dockery—

**SB 1296**—A bill to be entitled An act relating to the communications services tax; amending s. 202.16, F.S.; requiring dealers to document exempt sales for resale; providing requirements; providing a definition; providing construction; providing for dealer provision of evidence of the exempt status of certain sales through an informal protest process; requiring the Department of Revenue to accept certain evidence during the protest period; providing limitations; providing for retroactive application; amending s. 202.19, F.S.; clarifying a characterization of the local communications services tax as including certain fees and being in lieu of such fees; amending s. 202.20, F.S.; limiting local governmental authority to make certain rate adjustments in the tax under certain circumstances; deleting obsolete provisions relating to making certain adjustments in the tax for certain periods; amending s. 202.21, F.S.; deleting provisions relating to local government adjustments of the tax by emergency ordinance or resolution to conform; specifying that certain amendments are remedial in nature and clarify certain provisions of law but do not grant rights to a refund of certain fees or charges under certain circumstances; providing effective dates.

—was referred to the Committees on Government Efficiency Appropriations; Communications and Public Utilities; Community Affairs; and Ways and Means.

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By Senator Posey—

**SB 1298**—A bill to be entitled An act relating to public K-12 educational instruction; creating s. 1003.4205, F.S.; providing a popular name; providing legislative intent; requiring the provision of instruction regarding sun safety and skin protection; providing requirements for such instruction; providing an effective date.

—was referred to the Committees on Education; and Health Care.

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By Senator Campbell—

**SB 1300**—A bill to be entitled An act relating to limitations on claims for refund of corporate income tax; amending s. 220.727, F.S.; revising provisions for determining when a payment of estimated tax is deemed paid for purposes of time limitations for refund claims; providing an effective date.

—was referred to the Committee on Government Efficiency Appropriations.

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By Senator Posey—

**SJR 1302**—A joint resolution proposing an amendment to Section 2 of Article V of the State Constitution, relating to the judiciary, to abolish the power of the Supreme Court to adopt rules of practice and procedure for all courts; create a judicial conference to propose such rules; and empower the Legislature to accept, amend, or reject proposed rules, and to repeal or amend rules, by general law.

—was referred to the Committees on Judiciary; and Rules and Calendar.

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By Senator Margolis—

**SB 1304**—A bill to be entitled An act relating to traffic safety; creating the "School Crossing Guard Protection Law"; amending s. 316.072, F.S.; providing penalties for willfully failing or refusing to comply with a lawful order or direction of a school crossing guard; providing an effective date.

—was referred to the Committees on Criminal Justice; and Transportation.

By Senator Fasano—

**SB 1306**—A bill to be entitled An act relating to professional sports franchises; expressing the legislative intent to revise laws relating to professional sports franchises; providing an effective date.

—was referred to the Committees on Transportation and Economic Development Appropriations; Government Efficiency Appropriations; and Ways and Means.

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By the Committee on Regulated Industries—

**SB 1308**—A bill to be entitled An act relating to the Florida Clean Indoor Air Act; amending s. 386.203, F.S.; defining the term “person” for purposes of the act; amending s. 386.204, F.S.; eliminating certain exceptions to the prohibition against smoking in an enclosed indoor workplace; prohibiting a proprietor or person in charge of an enclosed indoor workplace from permitting smoking in that workplace; requiring that a proprietor or person in charge of an enclosed indoor workplace request a person who is smoking to stop smoking or leave the premises; providing penalties; amending ss. 386.2045 and 386.205, F.S.; conforming cross-references; amending s. 386.206, F.S.; deleting certain provisions made obsolete by operation of law which require the posting of signs in an enclosed indoor workplace; amending s. 386.208, F.S.; authorizing a law enforcement officer to issue a citation to a person who violates the Florida Clean Indoor Air Act; providing requirements for the citation; providing that failure to comply with a citation is deemed a waiver of the right to contest the citation; authorizing a law enforcement officer to remove a person from the premises who is in violation of the Florida Clean Indoor Air Act; providing that penalties imposed under the act do not limit other actions by a law enforcement officer or state agency; amending s. 561.695, F.S.; conforming cross-references; eliminating provisions requiring a stand-alone bar to certify to the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation compliance with certain provisions of the Florida Clean Indoor Air Act; providing additional penalties for a third or subsequent violation of requirements applicable to a stand-alone bar; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Consumer Services; Criminal Justice; and General Government Appropriations.

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By the Committee on Regulated Industries—

**SB 1310**—A bill to be entitled An act relating to the tax on cigarettes; amending s. 210.021, F.S.; directing the Secretary of Business and Professional Regulation to require certain dealers and agents to remit the tax on cigarettes by electronic funds transfer; requiring the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to adopt rules governing the payment of taxes by electronic funds transfer; amending s. 210.08, F.S.; revising the amount of the surety bond, certificate of deposit, or irrevocable letter of credit required by the division as surety for the payment of cigarette taxes; providing for exceptions; amending s. 210.18, F.S.; requiring that the seizure of unstamped cigarettes be reported to the division; requiring the division to keep records concerning seized unstamped cigarettes; providing an effective date.

—was referred to the Committees on Regulated Industries; Government Efficiency Appropriations; and General Government Appropriations.

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By Senator Carlton—

**SB 1312**—A bill to be entitled An act relating to the Pilot RV Mediation and Arbitration Program; amending ss. 681.1096 and 681.1097, F.S.; eliminating the termination of the mediation and arbitration pilot program for disputes involving the manufacturer of a recreational vehicle acquired on or after a specified date; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Judiciary; and Justice Appropriations.

By Senator Rich—

**SB 1314**—A bill to be entitled An act relating to independent living; amending s. 39.013, F.S.; authorizing a child in foster care to petition the court to retain jurisdiction of his or her case; limiting the court’s continued jurisdiction to 1 year after the child’s 18th birthday; identifying the issues to be considered by the court during its continued jurisdiction; providing that a judicial review hearing is not required; providing an exception; amending s. 39.701, F.S.; requiring the Department of Children and Family Services to include in its judicial review study report verification that the child has been provided with certain information about the Road-to-Independence Scholarship Program and with notice that court jurisdiction continues for a specified period of time; amending s. 409.903, F.S.; expanding Medicaid eligibility to include certain young adults; amending s. 409.1451, F.S.; authorizing a child who is eligible for the Road-to-Independence Scholarship Program to continue to reside with a licensed foster family or a group care provider; providing an effective date.

—was referred to the Committees on Children and Families; Judiciary; and Health and Human Services Appropriations.

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By the Committee on Community Affairs—

**SB 1316**—A bill to be entitled An act relating to waterfront property; amending s. 163.3177, F.S.; requiring the future land use plan element of a local comprehensive plan for a coastal county to include criteria to encourage the preservation of recreational and commercial working waterfronts; including public access to waterways within those items indicated in a recreation and open space element; amending s. 163.3178, F.S.; providing requirements for the shoreline use component of a coastal management element with respect to recreational and commercial working waterfronts; amending s. 253.03, F.S.; requiring the Board of Trustees of the Internal Improvement Trust Fund to encourage certain uses for sovereign submerged lands; establishing the Waterfronts Florida Program within the Department of Community Affairs; providing definitions; requiring that the program implement the Waterfronts Florida Partnership Program in coordination with the Department of Environmental Protection; requiring the Department of Environmental Protection, in coordination with the Fish and Wildlife Conservation Commission, to study the use of state parks for recreational boating; requiring that the department make recommendations to the Governor and the Legislature; amending s. 327.47, F.S.; providing for funding certain boating grant programs administered by the Fish and Wildlife Conservation Commission; amending s. 328.72, F.S.; increasing vessel registration fees; providing for a portion of the fees to be designated for boating grant programs; amending s. 328.76, F.S.; clarifying the use of funds designated for boating grant programs; creating s. 324.07, F.S.; enunciating the state’s interest in maintaining recreational and commercial working waterfronts; defining the term “recreational and commercial working waterfront”; creating ss. 197.304-197.3047, F.S.; providing a tax deferral for ad valorem taxes and non-ad valorem assessments covered by a tax certificate and levied on recreational and commercial working waterfronts; providing certain exceptions; specifying the rate of the deferral; providing that the taxes, assessments, and interest deferred constitute a prior lien on the property; providing an application process; providing notice requirements; providing for a decision of the tax collector to be appealed to the value adjustment board; providing for calculating the deferral; providing requirements for deferred payment tax certificates; providing for the deferral to cease if there is a change in the use of the property; requiring notice to the tax collector; requiring payment of deferred taxes, assessments, and interest under certain circumstances; authorizing specified parties to make a prepayment of deferred taxes; providing for distribution of payments; providing for construction of provisions authorizing the deferments; providing penalties; providing for a penalty to be appealed to the value adjustment board; providing an effective date.

—was referred to the Committees on Community Affairs; Environmental Preservation; Government Efficiency Appropriations; and General Government Appropriations.



By the Committee on Environmental Preservation—

**SB 1318**—A bill to be entitled An act relating to underground petroleum storage tanks; amending s. 376.3071, F.S.; directing the Department of Environmental Protection to encumber petroleum remediation funds uniformly throughout the state's fiscal year; providing for a prioritization within a priority scoring range; providing that limited source removal projects approved outside the established priority order may be funded from the Inland Protection Trust Fund; providing a priority order for these projects; limiting the use of the funds to certain specified purposes; limiting the amount of money allocated to such projects each fiscal year; providing for the repeal of the law on a specified date; amending s. 376.30713, F.S.; providing that the preapproved advanced cleanup provisions may apply to certain discharges under the petroleum cleanup participation program; amending s. 376.3075, F.S.; authorizing the Inland Protection Financing Corporation to borrow money and issue bonds to pay for large-scale cleanups that are eligible for state funding; extending the termination date of the corporation; providing an effective date.

—was referred to the Committees on Environmental Preservation; Banking and Insurance; General Government Appropriations; and Ways and Means.

By the Committee on Communications and Public Utilities—

**SB 1320**—A bill to be entitled An act relating to the Lifeline and Link-Up Assistance Program; amending s. 364.10, F.S.; requiring the Public Service Commission to increase enrollment of customers in the Lifeline and Link-Up Assistance Program; directing the commission to establish eligibility criteria for the program; requiring the commission to review the current promotional efforts of the telecommunications companies participating in the program; authorizing the commission to direct the participating telecommunications companies to increase their promotional programs and related promotional spending; requiring the commission to establish enrollment procedures; requiring the commission to adopt rules; providing an effective date.

—was referred to the Committees on Communications and Public Utilities; Commerce and Consumer Services; and Transportation and Economic Development Appropriations.

By the Committee on Communications and Public Utilities—

**SB 1322**—A bill to be entitled An act relating to the Public Service Commission; creating the Committee on Public Service Commission Oversight as a standing joint committee of the Legislature; providing for its membership, powers, and duties; amending s. 350.001, F.S.; deleting the authority of the Governor to appoint members to the Public Service Commission; requiring that the commission perform its duties independently; specifying that the Governor has no planning or budgetary authority with respect to the commission; specifying that the Governor and the Department of Management Services have no authority over the commission's employees; amending s. 350.031, F.S.; authorizing the Florida Public Service Commission Nominating Council to make expenditures to advertise a vacancy on the council or the commission; requiring that the Committee on Public Service Commission Oversight rather than the Governor accept nominations and make appointments to the Public Service Commission; amending s. 350.041, F.S.; clarifying the prohibition against accepting gifts with respect to its application to commissioners attending conferences; requiring that a penalty be imposed against a person who gives a commissioner a prohibited gift; requiring that commissioners comply with the Florida Code of Judicial Conduct, with certain exceptions; requiring that the Commission on Ethics report alleged violations to the Committee on Public Service Commission Oversight rather than the Governor for purposes of enforcement; amending s. 350.042, F.S.; requiring that the Commission on Ethics report certain alleged violations to the Committee on Public Service Commission Oversight rather than the Governor for purposes of enforcement; requiring that a penalty be imposed against a person involved in a prohibited ex parte communication with a commissioner; amending s. 350.043, F.S.; providing for enforcement of penalties for specified violations by the Committee on Public Service Commission Oversight rather than the Governor; amending s. 350.05, F.S.; providing for the Committee on Public Service Commission Oversight rather than

the Governor to suspend a public service commissioner who becomes disqualified; amending s. 350.061, F.S.; requiring that the Committee on Public Service Commission Oversight rather than the Joint Legislative Auditing Committee appoint the Public Counsel; providing for biennial reconfirmation rather than annual; requiring that the Public Counsel perform his or her duties independently; amending s. 350.0614, F.S.; requiring that the Committee on Public Service Commission Oversight rather than the Joint Legislative Auditing Committee oversee expenditures of the Public Counsel; repealing s. 350.03, F.S., relating to the power of the Governor to remove commissioners of the Public Service Commission; providing an effective date.

—was referred to the Committees on Communications and Public Utilities; and Governmental Oversight and Productivity.

By Senators Rich, Lynn and Wilson—

**SB 1324**—A bill to be entitled An act relating to the Florida KidCare program; amending s. 409.8132, F.S.; providing for year-round enrollment in the Medikids program component of the Florida KidCare program; amending s. 409.8134, F.S.; providing for year-round enrollment in the Florida KidCare program; providing an effective date.

—was referred to the Committees on Health Care; and Health and Human Services Appropriations.

**SR 1326**—Not referenced.

By Senator Posey—

**SB 1328**—A bill to be entitled An act relating to civil penalties; amending s. 318.18, F.S.; authorizing a county to impose a surcharge on certain civil penalties to fund local participation in the public guardianship or guardian ad litem programs; prescribing prerequisites for imposing such surcharge; providing a limit on such surcharge; providing an effective date.

—was referred to the Committees on Judiciary; Community Affairs; Government Efficiency Appropriations; and Justice Appropriations.

By Senator Atwater—

**SB 1330**—A bill to be entitled An act relating to financial institutions; amending s. 655.005, F.S.; redefining the terms “imminently insolvent” and “insolvent” with respect to credit unions; creating s. 655.0201, F.S.; prescribing methods of serving process, notice, or demand on financial institutions; amending s. 655.044, F.S.; requiring all financial institutions to use the calendar year as their fiscal year; amending s. 655.057, F.S.; deleting obsolete provisions; amending s. 655.411, F.S.; conforming a cross-reference; creating s. 655.4185, F.S.; authorizing emergency action in cases of failing financial entities; amending s. 657.002, F.S.; redefining terms with respect to credit unions and deleting obsolete and other terms; amending s. 657.005, F.S.; revising procedures applicable to applying for authority to organize a credit union; amending s. 657.0061, F.S.; providing for disapproval of a proposed bylaw amendment that is not in compliance with statutes or rules; amending s. 657.008, F.S.; revising provisions relating to changes of a credit union's place of business and to establishing branch locations; amending s. 657.021, F.S.; revising duties of credit union boards of directors; amending s. 657.022, F.S.; changing the time within which the annual meeting of a credit union board of directors must be held; amending s. 657.023, F.S.; revising powers of a credit union with respect to a member's rights and continued membership; amending s. 657.024, F.S.; deleting a requirement that distributing ballots in advance of a membership meeting must be done by mail; amending s. 657.026, F.S.; deleting obsolete provisions; revising standards for reporting by a supervisory or audit committee; amending s. 657.027, F.S.; revising duties of a credit union's credit manager; amending s. 657.028, F.S.; prohibiting compensation of a credit union treasurer but authorizing compensation of its chief executive officer; revising prerequisites for serving as an officer, director, or committee member; amending s. 657.031, F.S.; revising powers of credit

unions; amending s. 657.033, F.S.; changing standards for when an account is considered dormant, unclaimed, or abandoned; prescribing limits on persons from whom credit unions may accept deposits; allowing credit unions to participate in systems that allow for automated or electronic transfer, deposit, or withdrawal of funds; requiring credit unions to maintain certain insurance; amending s. 657.038, F.S.; revising credit unions' loan powers, including the power to issue debit or credit cards; amending s. 657.039, F.S.; increasing the amount of credit that may be extended to a credit union's own officers and employees; amending s. 657.042, F.S.; authorizing investment in stock of the Federal Home Loan Bank; revising other limits on investments; amending s. 657.043, F.S.; revising standards for an allowance-for-loan-losses account; deleting the definition of risk assets; providing guidelines for borrowing money; deleting provisions relating to reserves and guaranty assistance agreements; amending s. 657.062, F.S.; deleting obsolete provisions; providing guidelines for conservatorships; amending s. 657.063, F.S.; revising provisions relating to involuntary liquidation; amending s. 657.064, F.S.; deleting obsolete provisions; revising provisions relating to voluntary liquidation; amending s. 657.065, F.S.; revising provisions governing mergers of credit unions; amending s. 657.066, F.S.; revising provisions relating to conversion of credit unions from state to federal or from federal to state; repealing s. 657.0315, F.S., relating to contracts for providing goods, products, or services, s. 657.051, F.S., relating to fiscal year, s. 657.055, F.S., relating to retention and destruction of certain records, s. 657.068, F.S., relating to central credit unions, and s. 658.43(7), F.S., relating to powers with respect to failing financial entities; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Judiciary.

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By Senator Jones—

**SB 1332**—A bill to be entitled An act relating to public records; expressing the legislative intent to enact laws relating to public records for the purpose of implementing Amendment 4 to the State Constitution; providing an effective date.

—was referred to the Committees on Regulated Industries; Governmental Oversight and Productivity; Government Efficiency Appropriations; and Rules and Calendar.

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By Senator Pruitt—

**SB 1334**—A bill to be entitled An act relating to the official Florida Statutes; amending ss. 11.2421, 11.2422, 11.2424, and 11.2425, F.S.; adopting the Florida Statutes 2005 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2005 shall be effective immediately upon publication; providing that general laws enacted during the 2004 regular session and prior thereto and not included in the Florida Statutes 2005 are repealed; providing that general laws enacted during the 2005 regular session are not repealed by this adoption act.

—was referred to the Committee on Rules and Calendar.

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By Senator Pruitt—

**SB 1336**—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 20.121, 28.246, 28.35, 28.36, 29.21, 34.191, 39.701, 63.087, 63.102, 70.20, 101.161, 112.08, 112.63, 120.536, 211.06, 215.20, 215.555, 216.023, 220.1895, 280.16, 287.042, 287.17, 288.1224, 288.12265, 288.905, 290.00689, 290.015, 311.125, 322.135, 327.395, 339.55, 339.64, 364.604, 373.145, 373.1963, 373.4592, 376.71, 376.80, 378.034, 378.035, 381.0046, 381.0065, 381.103, 381.734, 393.0655, 393.068, 394.499, 394.82, 394.9083, 395.4001, 395.404, 397.416, 397.97, 400.1755, 400.179, 403.4154, 409.2563, 409.907, 409.9071, 409.908, 409.91188, 409.912, 420.504, 430.205, 440.05, 440.491, 440.591, 443.191, 445.003, 445.009, 455.2177, 455.32, 475.615, 489.146, 497.103, 497.140, 497.150, 497.152, 497.153, 497.160, 497.166, 497.167, 497.260, 497.369, 497.453, 497.458, 497.466, 497.550, 497.551, 497.603, 497.604, 497.608, 550.0251, 553.791, 553.8413, 556.112, 558.002, 558.004, 560.408, 570.71, 581.131, 620.9901, 624.426, 626.641, 627.6699,

627.736, 628.909, 633.0215, 636.240, 641.51, 648.50, 650.05, 655.948, 658.60, 663.02, 663.318, 668.602, 717.1400, 720.303, 720.402, 720.405, 744.3678, 744.7021, 782.081, 784.046, 895.02, 921.0022, 932.706, 943.125, 944.026, 944.1905, 944.803, 948.09, 948.30, 957.07, 958.045, 985.404, 1009.765, and 1012.796, F.S.; reenacting ss. 110.161, 288.063, 381.0072, 430.04, 446.051, 450.081, 489.531, 626.112, 718.112, and 721.075, F.S.; and repealing ss. 30.17, 202.205, 288.971, 295.184, 373.1995, 394.498, 570.235, and 627.6685, F.S.; pursuant to s. 11.242, F.S.; deleting provisions that have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; improving the clarity of the statutes and facilitating their correct interpretation; and confirming the restoration of provisions unintentionally omitted from republication in the acts of the Legislature during the amendatory process.

—was referred to the Committee on Rules and Calendar.

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By Senator Pruitt—

**SB 1338**—A reviser's bill to be entitled An act relating to the Florida Statutes; repealing ss. 20.19(5)(b)2., 20.3315(3), 27.005, 27.006, 27.271, 27.33, 27.3455, 27.36, 27.385, 27.605, 29.002, 29.003, 29.009, 29.011, 43.28, 50.071, 57.091, 166.411(11), 196.1994, 202.27(7), 213.131(2), 216.181(17), 216.292(5)(f), 218.325, 220.191(1)(h)2., 252.373(1)(b) and (c), 259.105(21), 288.9511, 288.9515, 288.9517, 339.08(4), 339.082(3), 372.127(3), 372.561(9), 376.875(6), 381.79(7), 456.0375, 601.15(3)(f), 723.06115(3), 914.06, 925.035, 925.036, 925.037, 932.7055(5)(d), 939.05, 939.07, 939.10, 939.15, 985.4075(2), 1004.225, and 1010.87(3), F.S., all of which provisions have become inoperative by noncurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), may be omitted from the 2005 Florida Statutes only through a reviser's bill duly enacted by the Legislature; amending s. 378.035, F.S., to delete obsolete material and repeal a provision that has become inoperative by noncurrent expiration and, pursuant to s. 11.242(5)(b) and (i), may be omitted from the 2005 Florida Statutes only through a reviser's bill duly enacted by the Legislature; repealing s. 383.410, F.S., to confirm the October 2, 2004, repeal of an exemption in accordance with the Open Government Sunset Review Act of 1995; amending s. 202.35(3), F.S., to conform to the repeal of s. 202.27(7), F.S.; and amending s. 627.732(1)(a), F.S., to conform to the repeal of s. 456.0375, F.S.

—was referred to the Committee on Rules and Calendar.

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By Senator Pruitt—

**SB 1340**—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 369.324, 381.92, 458.3475, and 459.023, F.S., to conform to the directive in s. 1, ch. 93-199, Laws of Florida, to remove gender-specific references applicable to human beings from the Florida Statutes without substantive change in legal effect.

—was referred to the Committee on Rules and Calendar.

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By Senator Geller—

**SB 1342**—A bill to be entitled An act relating to a tax on revenues from slot machines; amending s. 849.16, F.S.; imposing a tax on revenues from slot machines located in certain pari-mutuel facilities located in Broward County or Miami-Dade County, as authorized by Section 23 of Article X of the State Constitution; defining the term "slot-machine revenues"; providing for remitting the tax proceeds periodically to the Department of Revenue; providing for rulemaking by the department; requiring the tax proceeds to be deposited in the State School Trust Fund and used to supplement public education funding; providing for the distribution of the tax proceeds; providing penalties for a failure to timely pay the tax on slot-machine revenues; requiring that the Department of Revenue coordinate with the Division of Pari-mutuel Wagering in enforcement actions; requiring the division to adopt rules governing suppliers and operators of slot machines; providing that, except for the provisions of this act, ch. 849, F.S., does not apply to a licensed pari-

mutuel facility in Miami-Dade County or Broward County which qualifies under Section 23 of Article X of the State Constitution to operate slot machines, if specified conditions are met; providing a contingency to the effective date of the tax; providing an effective date.

—was referred to the Committees on Regulated Industries; Education; Government Efficiency Appropriations; Ways and Means; and Rules and Calendar.

By Senator Sebesta—

**SB 1344**—A bill to be entitled An act relating to motor vehicles; amending s. 261.03, F.S.; redefining the term “off-highway vehicle” to include a two-rider ATV; adding a definition; amending s. 316.003, F.S.; defining the term “traffic signal preemption system”; amending s. 316.0775, F.S.; providing that the unauthorized use of a traffic signal preemption device is a moving violation; amending s. 316.122, F.S.; providing for the right-of-way for certain passing vehicles; creating s. 316.1576, F.S.; providing clearance specifications for a railroad-highway grade crossing; providing a penalty; creating s. 316.1577, F.S.; providing that an employer is responsible under certain circumstances for violations pertaining to railroad-highway grade crossings; providing a penalty; amending s. 316.183, F.S.; increasing the minimum speed limit on interstate highways under certain circumstances; amending s. 316.1932, F.S.; revising the requirements for printing the notice of consent for sobriety testing on a driver’s license; amending s. 316.1936, F.S., relating to possession of open containers of alcohol; removing an exemption provided for passengers of a vehicle operated by a driver holding a Class D driver’s license; amending s. 316.194, F.S.; authorizing traffic accident investigation officers to remove vehicles under certain circumstances; amending s. 316.1967, F.S.; providing that an owner of a leased vehicle is not responsible for a parking ticket violation in certain circumstances; amending s. 316.2074, F.S.; redefining the term “all-terrain vehicle” to include a two-rider ATV; amending s. 316.605, F.S.; clarifying that portion of a license plate which must be clear and plainly visible; amending s. 316.613, F.S.; eliminating authorization for the Department of Highway Safety and Motor Vehicles to expend certain funds for promotional purposes; creating s. 316.6131, F.S.; authorizing the department to expend certain funds for public information and education campaigns; amending s. 316.650, F.S.; providing exceptions to a prohibition against using citations as evidence in a trial; amending s. 317.0003, F.S.; defining the term “off-highway vehicle” to include a two-rider ATV; providing a definition; amending ss. 317.0004, 317.0005, and 317.0006, F.S.; conforming references; amending s. 317.0007, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to issue a validation sticker as an additional proof of title for an off-highway vehicle; providing for the replacement of lost or destroyed off-highway vehicle validation stickers; providing for disposition of fees; repealing s. 317.0008(2), F.S., relating to the expedited issuance of duplicate certificates of title for off-highway vehicles; amending ss. 317.0010, 317.0012, and 317.0013, F.S.; conforming references; creating s. 317.0014, F.S.; establishing procedures for the issuance of a certificate of title for an off-highway vehicle; providing duties of the Department of Highway Safety and Motor Vehicles; providing for a notice of lien and lien satisfaction; creating s. 317.0015, F.S.; providing for the applicability of certain provisions of law to the titling of off-highway vehicles; creating s. 317.0016, F.S.; providing for the expedited issuance of titles for off-highway vehicles; creating s. 317.0017, F.S.; prohibiting specified actions relating to the issuance of titles for off-highway vehicles; providing a penalty; creating s. 317.0018, F.S.; prohibiting the transfer of an off-highway vehicle without delivery of a certificate of title; prescribing other violations; providing a penalty; amending s. 318.14, F.S.; authorizing the department to modify certain actions to suspend or revoke a driver’s license following notice of final disposition; providing citation procedures and proceedings for persons who do not hold a commercial driver’s license; amending s. 319.23, F.S.; requiring a licensed motor vehicle dealer to notify the Department of Highway Safety and Motor Vehicles of a motor vehicle or mobile home taken as a trade-in; requiring the department to update its title record; amending s. 319.27, F.S.; correcting an obsolete cross-reference; amending s. 320.06, F.S.; providing for a credit or refund when a registrant is required to replace a license plate under certain circumstances; amending s. 320.0601, F.S.; requiring that a registration or renewal of a long-term leased motor vehicle be in the name of the lessee; amending s. 320.0605, F.S.; exempting a vehicle registered as a fleet vehicle from the requirement that the certificate of registration be carried in the vehicle at all times; amending s. 320.0843, F.S.; requiring

that an applicant’s eligibility for a disabled parking plate be noted on the certificate; amending s. 320.131, F.S.; authorizing the department to provide for an electronic system for motor vehicle dealers to use in issuing temporary license plates; providing a penalty; amending s. 320.18, F.S.; authorizing the department to cancel the vehicle or vessel registration, driver’s license, or identification card of a person who pays certain fees or penalties with a dishonored check; amending s. 320.27, F.S.; requiring dealer principals to provide certification of completing continuing education under certain circumstances; requiring motor vehicle dealers to maintain records for a specified period; providing certain penalties; amending s. 322.01, F.S.; redefining the terms “commercial motor vehicle” and “out-of-service order”; providing the definition of conviction applicable to offenses committed in a commercial motor vehicle; amending s. 322.05, F.S.; removing requirements for a Class D driver’s license; amending s. 322.051, F.S.; revising provisions relating to the application for an identification card; providing that the requirement for a fullface photograph or digital image on an identification card may not be waived under ch. 761, F.S.; amending s. 322.07, F.S.; removing requirements for a Class D driver’s license; amending s. 322.08, F.S.; providing that a United States passport is an acceptable proof of identity for purposes of obtaining a driver’s license; providing that a naturalization certificate issued by the United States Department of Homeland Security is an acceptable proof of identity for such purpose; providing that specified documents issued by the United States Department of Homeland Security are acceptable as proof of nonimmigrant classification; amending s. 322.09, F.S.; requiring the signature of a secondary guardian on a driver’s license application for a minor under certain circumstances; amending s. 322.11, F.S.; providing for notice to a minor before canceling the minor’s license due to the death of the person who cosigned the initial application; amending s. 322.12, F.S.; removing requirements for a Class D driver’s license; amending s. 322.135, F.S.; requiring all tax collectors serving as agents for the department to provide all services available as deemed appropriate by the department; revising requirements for the deposit of certain fees for a driver’s license; revising requirements for the tax collector in directing a licensee for examination or reexamination; requiring county officers to pay certain funds to the State Treasury by electronic funds transfer within a specified period; amending s. 322.142, F.S.; providing that the requirement for a fullface photograph or digital image on a driver’s license may not be waived under ch. 761, F.S.; amending s. 322.161, F.S.; removing requirements for a Class D driver’s license; amending s. 322.17, F.S., relating to duplicate and replacement certificates; conforming a cross-reference; amending s. 322.18, F.S.; revising the expiration period for driver’s licenses issued to specified persons; conforming cross-references; amending s. 322.19, F.S., relating to change of address or name; conforming cross-references; amending s. 322.21, F.S.; removing requirements for a Class D driver’s license; requiring the department to set a fee for a hazardous-materials endorsement; providing that the fee may not exceed \$100; amending s. 322.212, F.S.; providing an additional penalty for giving false information when applying for a commercial driver’s license; amending s. 322.22, F.S.; authorizing the department to cancel any identification card, vehicle or vessel registration, or fuel-use decal of a licensee who pays certain fees or penalties with a dishonored check; amending s. 322.251, F.S.; removing requirements for a Class D driver’s license; amending s. 322.30, F.S.; removing the requirements for a Class D driver’s license; amending s. 322.53, F.S.; removing requirements for a Class D driver’s license; removing a requirement that certain operators of a commercial motor vehicle obtain a specified license; amending s. 322.54, F.S.; revising the classification requirements for certain driver’s licenses; deleting requirements for a Class D driver’s license; amending s. 322.57, F.S.; providing testing requirements for school bus drivers; amending s. 322.58, F.S.; deleting requirements for a Class D driver’s license and changing those requirements to a Class E driver’s license; amending and reenacting s. 322.61, F.S.; specifying additional violations that disqualify a person from operating a commercial motor vehicle; providing penalties; removing requirements for a Class D driver’s license; amending s. 322.63, F.S.; clarifying provisions governing alcohol and drug testing for commercial motor vehicle operators; amending s. 322.64, F.S., and reenacting s. 322.64(14), F.S., relating to citation procedures and proceedings, to incorporate the amendment to s. 322.61, F.S., in a reference thereto; providing for a temporary permit issued following certain DUI offenses to apply only to the operation of noncommercial vehicles; amending s. 713.78, F.S.; revising provisions relating to the placement of a wrecker operator’s lien against a motor vehicle; amending s. 843.16, F.S.; prohibiting the transportation of radio equipment that receives signals on frequencies used by this state’s law enforcement officers or fire rescue personnel; redefining the term “emergency vehicle” to include any motor vehicle designated as

such by the fire chief of a county or municipality; providing an enhanced penalty; providing an effective date.

—was referred to the Committees on Transportation; Criminal Justice; Judiciary; and Transportation and Economic Development Appropriations.

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By Senator Saunders—

**SB 1346**—A bill to be entitled An act relating to health care risk management; amending s. 395.10974, F.S.; revising the fee requirements for applicants for licensure to practice health care risk management; amending s. 395.0197, F.S.; requiring that a licensed health care facility use the services of a licensed risk manager rather than hire a licensed risk manager; providing that a risk manager may not be responsible for more than four internal risk management programs in separate hospitals, unless the hospitals are under one corporate ownership or the risk management programs are in rural hospitals; amending s. 456.072, F.S.; providing that invasive action taken in preparation of the patient constitutes grounds for which specified disciplinary actions may be taken; provides that noninvasive preparatory procedures do not constitute grounds for which specified disciplinary actions may be taken; providing an exception for disciplinary action when leaving a foreign body in a patient if leaving the foreign body is medically indicated and documented in the patient record; amending s. 395.3025, F.S.; clarifying circumstances under which confidential patient records may be disclosed by health care facility personnel and other licensed health care facilities for the purpose of treating a patient; authorizing the disclosure of confidential patient records by facility personnel for the purposes of treatment, payment, and its own health care operations; authorizing the disclosure of confidential patient records to health care oversight agencies and researchers of facility personnel for research purposes; defining the term “marketing” for purposes of patient treatment records that are confidential and exempt from the public-records law; providing an effective date.

—was referred to the Committees on Health Care; and Health and Human Services Appropriations.

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By Senator Geller—

**SB 1348**—A bill to be entitled An act relating to indoor smoking places; amending s. 386.203, F.S.; redefining the term “stand-alone bar” to include a licensed premises that derives no more than a specified amount of gross revenue from the sale of food consumed on the licensed premises and that is located in a building individually listed in the National Register of Historic Places; reenacting ss. 386.2045(4) and 561.695(1), F.S., relating to enclosed indoor workplaces and requirements for stand-alone bars, to incorporate the amendment made to s. 386.203, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Regulated Industries; and Commerce and Consumer Services.

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By Senator Jones—

**SB 1350**—A bill to be entitled An act relating to trust funds; expressing the legislative intent to enact laws establishing a trust fund to implement Amendment 4 to the State Constitution; providing an effective date.

—was referred to the Committees on Regulated Industries; Government Efficiency Appropriations; General Government Appropriations; and Ways and Means.

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By Senator Aronberg—

**SB 1352**—A bill to be entitled An act relating to the Florida Inland Navigation District; amending s. 374.984, F.S.; providing responsibility and authority of the Board of Commissioners of the Florida Inland Navigational District with respect to that portion of the Okeechobee Waterway located in Martin and Palm Beach Counties; revising the list of acts

authorizing and directing the improvement and maintenance of the Intracoastal Waterway and that portion of the Okeechobee Waterway located in Martin and Palm Beach Counties; providing an exception for maintaining the navigability of the Okeechobee Waterway under certain circumstances; providing an effective date.

—was referred to the Committees on Environmental Preservation; and Community Affairs.

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By Senator Fasano—

**SB 1354**—A bill to be entitled An act relating to sexual offenders; amending ss. 947.1405 and 948.30, F.S.; prohibiting a sex offender from having contact with a child younger than 18; providing an exception; providing that the Parole Commission or a court may approve a sex offender having supervised contact with a child younger than 18 under specified conditions; prohibiting a sex offender from accessing or using the Internet or other computer services without an approved safety plan; reenacting s. 775.21(3)(b), F.S., relating to the threat to public safety by sexual offenders, to incorporate the amendments made to s. 947.1405, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; and Children and Families.

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By Senators Alexander and Campbell—

**SB 1356**—A bill to be entitled An act relating to retail leases; amending s. 521.004, F.S.; requiring that a retail lessor provide the lessee with a copy of the lease agreement rather than the documents signed during the lease transaction; providing an effective date.

—was referred to the Committee on Transportation.

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By Senator Fasano—

**SB 1358**—A bill to be entitled An act relating to workforce education; amending s. 1011.80, F.S.; allowing a workforce education program conducted by a school district to use the term “college” in the name of the school that is the site of the program; providing an effective date.

—was referred to the Committee on Education.

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By Senator Rich—

**SB 1360**—A bill to be entitled An act relating to adult protective services; amending s. 415.102, F.S.; defining “neglect” to include actions of a vulnerable adult against himself or herself; amending s. 415.1051, F.S.; providing that the Department of Children and Family Services may petition the court for an order authorizing the provision of protective services for a vulnerable adult in need of services; providing an effective date.

—was referred to the Committees on Children and Families; and Health and Human Services Appropriations.

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By Senator Clary—

**SJR 1362**—A joint resolution proposing an amendment to Section 4 of Article VI and the creation of Section 26 of Article XII of the State Constitution, relating to limitations on the number of consecutive years during which certain elected constitutional officers may hold office before being denied the right to have their names appear on the ballot.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules and Calendar.

By Senator Alexander—

**SB 1364**—A bill to be entitled An act relating to water policy; amending s. 373.069, F.S.; revising boundaries of the Southwest Florida Water Management District and the South Florida Water Management District; amending s. 373.0691, F.S.; providing for the transfer of land and other incidentals from the Southwest Florida Water Management District to the South Florida Water Management District; requiring the Southwest Florida Water Management District to take final agency action with respect to certain permit applications received prior to a date certain; amending s. 373.073, F.S.; removing Highlands County from the Southwest Florida Water Management District's governing board; providing an effective date.

—was referred to the Committees on Environmental Preservation; and Governmental Oversight and Productivity.

By Senators Constantine and Dockery—

**SB 1366**—A bill to be entitled An act relating to storm infrastructure recovery; creating s. 366.8260, F.S.; providing definitions; authorizing electric utilities to petition the Florida Public Service Commission for certain financing orders for certain storm-recovery purposes; providing requirements; providing powers and duties of the commission in issuing such orders; specifying procedures and requirements for the commission in issuing financing orders; authorizing electric utilities to create storm-recovery property; providing for pledge of storm-recovery property to secure storm-recovery bonds; providing for retirement of storm-recovery bonds under certain circumstances; providing for judicial review of such orders; providing for effect of such orders; providing exceptions to commission jurisdiction to issue financing orders; providing limitations; prohibiting the commission from requiring use of storm-recovery bonds for certain purposes; specifying duties of electric utilities; specifying properties, requirements, permissible activities, and limitations relating to storm-recovery property under certain circumstances; providing for security interests in storm-recovery property; providing for perfecting security interests in storm-recovery property; providing for priority of and resolution of conflicting interests; providing requirements, procedures, and limitations for sale, assignment, or transfer of storm-recovery property; providing requirements for descriptions or indications of storm-recovery property transferred, granted, or pledged, or indicated in a financing statement; subjecting financing statements to certain provisions of law; specifying that storm-recovery bonds are not public debt; specifying storm-recovery bonds as legal investments for certain entities; specifying certain state pledges relating to bondholders; providing a tax exemption for certain revenues collected by electric utilities under certain circumstances; declaring certain entities as not electric utilities under certain circumstances; specifying effect of certain provisions in situations of conflict; providing for protecting validity of certain bonds under certain circumstances; limiting commission authority to issue certain financing orders after a time certain; amending s. 679.1091, F.S.; specifying nonapplication of secured transactions provisions of the Uniform Commercial Code to interests in storm-recovery property; providing an effective date.

—was referred to the Committees on Communications and Public Utilities; Judiciary; Government Efficiency Appropriations; and Transportation and Economic Development Appropriations.

By Senator Aronberg—

**SB 1368**—A bill to be entitled An act relating to disclaimer of property interests; creating the Florida Uniform Disclaimer of Property Interests Act; creating s. 739.101, F.S.; providing a short title; creating s. 739.102, F.S.; defining terms; creating s. 739.103, F.S.; providing the scope of the act; creating s. 739.104, F.S.; prescribing general provisions relating to persons' powers to disclaim an interest in or power over property; creating s. 739.201, F.S.; prescribing rules applicable to a disclaimer of an interest in property; creating s. 739.202, F.S.; prescribing rules applicable to a disclaimer of rights of survivorship in jointly held property; creating s. 739.203, F.S.; prescribing rules applicable to a disclaimer of interests in property held as tenancy by the entirety; creating s. 739.204, F.S.; prescribing the effect of a disclaimer of interest by a trustee; creating s. 739.205, F.S.; prescribing rules with respect to a disclaimer of the

power of appointment or other power not held in a fiduciary capacity; creating s. 739.206, F.S.; prescribing rules with respect to a disclaimer by the appointee, object, or taker in default of the exercise of power of appointment; creating s. 739.207, F.S.; prescribing rules with respect to the disclaimer of power held in a fiduciary capacity; creating s. 739.301, F.S.; providing guidelines for delivering or filing a disclaimer; creating s. 739.401, F.S.; providing when a disclaimer is permitted; creating s. 739.402, F.S.; providing when a disclaimer is barred or limited; creating s. 739.501, F.S.; prescribing the effect of a tax-qualified disclaimer; creating s. 739.601, F.S.; providing for recording a disclaimer relating to real estate; creating s. 739.701, F.S.; prescribing the application to existing relationships; amending s. 731.201, F.S.; providing applicability of certain definitions to the act; repealing s. 689.21, F.S., relating to disclaimer of interests in property passing under certain nontestamentary instruments or under certain powers of appointment; repealing s. 732.801, F.S., relating to disclaimer of interests in property passing by will or intestate succession or under certain powers of appointment; providing an effective date.

—was referred to the Committee on Judiciary.

**SR 1370**—Not referenced.

By Senator Saunders—

**SB 1372**—A bill to be entitled An act relating to economic development; amending s. 288.125, F.S.; changing the term “television series” to “television programming” for purposes of the definition of the term “entertainment industry” in provisions establishing the Office of Film and Entertainment within the Office of Tourism, Trade, and Economic Development; amending s. 288.1254, F.S.; revising a program under which certain persons producing, or providing services for the production of, filmed entertainment are eligible for state financial incentives for activities in or relocated to this state; revising definitions; deleting a provision that requires a digital-media-effects company to be certified by the Office of Film and Entertainment in order to submit an application for qualification for receipt of reimbursement; revising limits on reimbursement; revising the due date for the annual report to be submitted to the Governor and the Legislature; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Government Efficiency Appropriations; and Transportation and Economic Development Appropriations.

By Senator Dockery—

**SB 1374**—A bill to be entitled An act relating to school capital outlay funding; establishing the High Growth District Capital Outlay Assistance Grant Program; providing for use of funds to construct new student stations; providing requirements for school district qualification for a grant; providing methodology for allocation of funds; providing an effective date.

—was referred to the Committees on Education; and Education Appropriations.

By Senator Clary—

**SB 1376**—A bill to be entitled An act relating to trust funds; re-creating the Dedicated License Trust Fund within the Fish and Wildlife Conservation Commission without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on General Government Appropriations.

By Senator Clary—

**SB 1378**—A bill to be entitled An act relating to trust funds; re-creating the Florida Panther Research and Management Trust Fund within the Fish and Wildlife Conservation Commission without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on General Government Appropriations.

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By Senator Clary—

**SB 1380**—A bill to be entitled An act relating to trust funds; re-creating the Florida Forever Program Trust Fund within the Fish and Wildlife Conservation Commission without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on General Government Appropriations.

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By Senator Clary—

**SB 1382**—A bill to be entitled An act relating to trust funds; re-creating the Land Acquisition Trust Fund within the Fish and Wildlife Conservation Commission without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on General Government Appropriations.

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By Senator Clary—

**SB 1384**—A bill to be entitled An act relating to trust funds; re-creating the Lifetime Fish and Wildlife Trust Fund within the Fish and Wildlife Conservation Commission without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on General Government Appropriations.

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By Senator Clary—

**SB 1386**—A bill to be entitled An act relating to trust funds; re-creating the Marine Resources Conservation Trust Fund within the Fish and Wildlife Conservation Commission without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on General Government Appropriations.

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By Senator Clary—

**SB 1388**—A bill to be entitled An act relating to trust funds; re-creating the Nongame Wildlife Trust Fund within the Fish and Wildlife Conservation Commission without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on General Government Appropriations.

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By Senator Clary—

**SB 1390**—A bill to be entitled An act relating to trust funds; re-creating the Save the Manatee Trust Fund within the Fish and Wildlife Conservation Commission without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on General Government Appropriations.

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By Senator Clary—

**SB 1392**—A bill to be entitled An act relating to trust funds; re-creating the State Game Trust Fund within the Fish and Wildlife Conservation Commission without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on General Government Appropriations.

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By Senator Clary—

**SB 1394**—A bill to be entitled An act relating to trust funds; re-creating the Conservation and Recreation Lands Program Trust Fund within the Fish and Wildlife Conservation Commission without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on General Government Appropriations.

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By Senator Clary—

**SB 1396**—A bill to be entitled An act relating to trust funds; terminating the Florida Preservation 2000 Trust Fund within the Fish and Wildlife Conservation Commission; providing for the disposition of balances in and revenues of the trust fund; prescribing procedures for the termination of the trust fund; providing an effective date.

—was referred to the Committee on General Government Appropriations.

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By Senator Clary—

**SB 1398**—A bill to be entitled An act relating to trust funds; creating s. 372.101, F.S.; creating the Administrative Trust Fund within the Fish and Wildlife Conservation Commission; providing for sources of funds and purposes; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was referred to the Committee on General Government Appropriations.

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By Senator Clary—

**SB 1400**—A bill to be entitled An act relating to trust funds; creating s. 372.102, F.S.; creating the Federal Grants Trust Fund within the Fish and Wildlife Conservation Commission; providing for sources of funds and purposes; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was referred to the Committee on General Government Appropriations.

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By Senator Clary—

**SB 1402**—A bill to be entitled An act relating to trust funds; creating s. 372.103, F.S.; creating the Grants and Donations Trust Fund within the Fish and Wildlife Conservation Commission; providing for sources of funds and purposes; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was referred to the Committee on General Government Appropriations.

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By Senator Saunders—

**SB 1404**—A bill to be entitled An act relating to trust funds; creating s. 20.1971, F.S.; creating the Administrative Trust Fund within the Agency for Persons with Disabilities; providing sources of funds and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was referred to the Committee on Health and Human Services Appropriations.

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By Senator Saunders—

**SB 1406**—A bill to be entitled An act relating to trust funds; creating s. 20.1971, F.S.; creating the Federal Grants Trust Fund within the Agency for Persons with Disabilities; providing sources of funds and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was referred to the Committee on Health and Human Services Appropriations.

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By Senator Saunders—

**SB 1408**—A bill to be entitled An act relating to trust funds; creating s. 20.1971, F.S.; creating the Operations and Maintenance Trust Fund within the Agency for Persons with Disabilities; providing sources of funds and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was referred to the Committee on Health and Human Services Appropriations.

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By Senator Saunders—

**SB 1410**—A bill to be entitled An act relating to trust funds; creating s. 20.1971, F.S.; creating the Social Services Block Grant Trust Fund within the Agency for Persons with Disabilities; providing sources of funds and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was referred to the Committee on Health and Human Services Appropriations.

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By Senator Saunders—

**SB 1412**—A bill to be entitled An act relating to trust funds; creating s. 20.1971, F.S.; creating the Tobacco Settlement Trust Fund within the Agency for Persons with Disabilities; providing sources of funds and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was referred to the Committee on Health and Human Services Appropriations.

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By the Committee on Domestic Security—

**SB 1414**—A bill to be entitled An act relating to domestic security; amending s. 943.03101, F.S.; providing legislative findings with respect to the need to coordinate counter-terrorism efforts and responses in accordance with the state comprehensive emergency management plan; amending s. 943.0311, F.S.; clarifying duties of the Chief of Domestic Security Initiatives; amending s. 943.0312, F.S., relating to the regional domestic security task forces; revising the statewide strategy with respect to domestic security to include prevention, protection, and recovery efforts; requiring that the regional task forces support the domestic security functions of the Department of Law Enforcement; revising the membership of the task forces; authorizing the co-chair of each task force to appoint subcommittees to address specified issues; revising the duties of the Chief of Domestic Security Initiatives; creating s. 943.0313, F.S.; creating the Domestic Security Oversight Council to act as an advisory council to guide the regional domestic security task forces and other domestic security working groups and to make recommendations to the Governor and Legislature; providing the membership of the council; authorizing the council to invite ex officio, nonvoting members to attend and participate in council meetings; providing for a chair and vice chair of the council; providing for an absent member to be represented by a designee; requiring the council to establish bylaws; providing for terms of membership; providing that members or designees are entitled to reimbursement for per diem and travel expenses; requiring the Department to Law Enforcement to provide staff for the council; providing meeting requirements; requiring the council to establish an executive committee and specifying members; providing the duties of the council; requiring the council to make annual funding recommendations; requiring an annual report to the Governor and Legislature; providing that the council is a criminal justice agency for purposes of the public-records law; providing an effective date.

—was referred to the Committees on Domestic Security; Governmental Oversight and Productivity; and Justice Appropriations.

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By the Committee on Domestic Security—

**SB 1416**—A bill to be entitled An act relating to public meetings and records; creating s. 943.0314, F.S.; providing that portions of meetings of the Domestic Security Oversight Council are exempt from the public-meetings law if information is discussed which concerns active criminal investigations, intelligence activities, or security plans; requiring that the chair of the council disclose the reason for closing a meeting of the council; requiring that the closed session be recorded; providing that a recording or the minutes and notes generated during a closed meeting are exempt from the public-records law until the investigation or intelligence ceases to be active or the plan is no longer in use; specifying those persons who are authorized to attend a closed meeting of the council; providing for future repeal and legislative review under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Domestic Security; Criminal Justice; Governmental Oversight and Productivity; and Rules and Calendar.

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By Senator Peadar—

**SB 1418**—A bill to be entitled An act relating to health issues concerning women; expressing the legislative intent to enact legislation to raise awareness of health issues concerning women; providing an effective date.

—was referred to the Committees on Health Care; Children and Families; Health and Human Services Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Wise—

**SB 1420**—A bill to be entitled An act relating to education; authorizing individual district school boards by resolution to allow invocation or

benediction at specified secondary school-related events; providing legislative intent; providing severability; providing an effective date.

—was referred to the Committees on Education; and Judiciary.

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By Senator Lawson—

**SB 1422**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.051, F.S.; revising the calculation of contributions and creditable service for members of the Special Risk Class who are dually employed; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Ways and Means.

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By Senator Lawson—

**SB 1424**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; redefining the terms “normal retirement date” and “normal retirement age” for a specified period to allow normal retirement after 25 years of service and attainment of age 50; limiting participation in the Deferred Retirement Option Program; creating s. 121.185, F.S.; authorizing the state to purchase annuities for certain state personnel; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Ways and Means.

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By Senator Wise—

**SB 1426**—A bill to be entitled An act relating to motor vehicle service agreement companies; amending s. 634.041, F.S.; providing an exception to a prohibition against service agreement companies using certain reserves and contractual liability insurance simultaneously; authorizing service agreement companies maintaining certain net assets to use certain reserves and certain contractual liability coverage insurance simultaneously; providing a requirement; providing an effective date.

—was referred to the Committee on Banking and Insurance.

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By Senator Haridopolos—

**SB 1428**—A bill to be entitled An act relating to motor vehicle speed competitions; amending s. 316.191, F.S.; defining the term “conviction”; specifying that the section applies to motor vehicles; revising penalties for violation of prohibitions against described motor vehicle speed competitions; providing for application of the Florida Contraband Forfeiture Act; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Justice Appropriations.

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By Senator Haridopolos—

**SJR 1430**—A joint resolution proposing an amendment to Section 4 of Article VII of the State Constitution to authorize legislation that would permit counties to enact ordinances that prohibit an increase in the assessed value of homestead property owned by certain persons who are 65 years of age or older.

—was referred to the Committees on Community Affairs; Government Efficiency Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Baker—

**SB 1432**—A bill to be entitled An act relating to insurance administrators; amending s. 626.88, F.S.; redefining the term “administrator” and defining the terms “affiliate,” “control,” and “GAAP”; amending s.

626.8805, F.S.; requiring additional information to accompany an application for a certificate of authority to act as an administrator; amending s. 626.8817, F.S.; detailing the responsibilities of an insurance company in its dealings with an administrator; amending s. 626.89, F.S.; prescribing information that must be submitted in an administrator’s annual report; authorizing the Financial Services Commission to require electronic submission of annual reports; creating s. 626.8991, F.S.; directing the commission to adopt rules; providing an effective date.

—was referred to the Committee on Banking and Insurance.

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By Senators Lawson and Rich—

**SB 1434**—A bill to be entitled An act relating to control of students; repealing s. 1003.32(1)(k), F.S., relating to discretionary corporal punishment by K-12 teachers; amending s. 1006.07, F.S.; requiring each district school board to adopt a written program of control or discipline with alternative forms of control or discipline; deleting provisions authorizing the district school board to prohibit corporal punishment if an alternate plan exists; providing an effective date.

—was referred to the Committee on Education.

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By Senator Geller—

**SB 1436**—A bill to be entitled An act relating to automated external defibrillators; amending s. 401.2915, F.S.; authorizing state and local law enforcement vehicles to carry an automated external defibrillator; authorizing local governments to use forfeiture funds for purchasing automated external defibrillators; providing an effective date.

—was referred to the Committees on Criminal Justice; and Community Affairs.

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By Senator Wise—

**SB 1438**—A bill to be entitled An act relating to consumer services; amending s. 493.6101, F.S.; expanding the definition of the term “repossession” for purposes of the regulation of repossession services; amending s. 493.6110, F.S.; revising insurance requirements for licensure under ch. 493, F.S.; providing insurance requirements with respect to Class “B” security agencies; amending s. 493.6118, F.S.; revising the grounds for disciplinary action against a person or entity that is licensed as, or an applicant for licensure as, a recovery agency, recovery agent, or recovery agent intern; amending s. 493.6403, F.S.; revising licensure requirements for recovery agent managers and recovery agents, to conform; amending s. 493.6404, F.S.; revising requirements for the inventory of certain personal effects or property contained in or on repossessed property, to conform; amending s. 493.6405, F.S.; providing a penalty for the unauthorized sale of repossessed aircraft, personal watercraft, all-terrain vehicles, farm equipment, or industrial equipment by a recovery agent or recovery agent intern and for failure to remit the net proceeds from the sale of such repossessed property to the owner or lienholder; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Banking and Insurance; and Criminal Justice.

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By the Committee on Criminal Justice—

**SB 1440**—A bill to be entitled An act relating to time limitations; amending s. 775.15, F.S.; reorganizing provisions establishing time limitations for prosecuting criminal offenses; clarifying certain provisions; amending s. 922.105, F.S., relating to execution of sentence; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Criminal Justice; and Judiciary.



By Senator Atwater—

**SB 1442**—A bill to be entitled An act relating to public records and meetings exemptions; creating s. 440.3851 F.S.; exempting from public records and public meetings requirements certain records of the Florida Self-Insurers Guaranty Association, Incorporated, and meetings of the board of directors of the association; providing for future legislative review and repeal; providing findings of public necessity; providing an effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Productivity; and Rules and Calendar.

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By Senator Klein—

**SB 1444**—A bill to be entitled An act relating to centers of excellence; creating s. 1004.226, F.S.; defining the term “center of excellence”; providing purposes and objectives of centers of excellence; creating the Emerging Technology Commission in the Executive Office of the Governor and providing membership thereof; providing duties of Florida Research Consortium, Inc., relating to review and reporting; requiring the commission to adopt criteria for evaluating proposals for establishing or expanding centers of excellence; providing requirements for such proposals; requiring submission of a recommended plan and approval of a final plan for establishing or expanding centers of excellence; requiring semi-annual reporting; providing appropriations; providing an effective date.

—was referred to the Committees on Education; Commerce and Consumer Services; Governmental Oversight and Productivity; Education Appropriations; and Ways and Means.

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By Senator Argenziano—

**SB 1446**—A bill to be entitled An act relating to state financial matters; amending s. 121.4501, F.S.; redefining the terms “eligible employee” and “participant” for purposes of the Public Employee Optional Retirement Program; prescribing certain conditions on participation in the program; deleting references to the program’s advisory committees; prescribing procedures for, and certain presumptions relating to, designation of beneficiaries; providing for participation by terminated DROP participants; amending s. 121.591, F.S.; providing for cancellation of certain payment instruments under the program when not presented for payment; providing for payment upon subsequent application and for forfeiture when not claimed within a certain period; providing for designation of beneficiaries for death benefits; amending s. 215.47, F.S.; authorizing investments in asset-backed securities; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Ways and Means.

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By Senator Constantine—

**SB 1448**—A bill to be entitled An act relating to the redevelopment of brownfields; amending ss. 199.1055, 220.1845, and 376.30781, F.S.; increasing the amount of credit which may be applied against the tax on intangible personal property and the corporate income tax for the voluntary cleanup costs of a contaminated site; increasing the amount that may be received by the taxpayer as an incentive to complete the cleanup in the final year; amending s. 288.9015, F.S.; requiring Enterprise Florida, Inc., to aggressively market brownfields; amending s. 376.86, F.S., relating to the Brownfield Areas Loan Guarantee Program; increasing the amount of the loan guarantee for redevelopment projects in brownfield areas; repealing ss. 376.87 and 376.875, F.S., relating to brownfield property ownership clearance assistance and the Brownfield Property Ownership Clearance Assistance Revolving Loan Trust Fund; providing an effective date.

—was referred to the Committees on Environmental Preservation; Commerce and Consumer Services; Government Efficiency Appropriations; and General Government Appropriations.

By Senator Klein—

**SB 1450**—A bill to be entitled An act relating to arthritis prevention and education; creating s. 385.210, F.S.; providing a short title; providing legislative findings; providing purposes; directing the Department of Health to establish an arthritis prevention and education program; requiring the department to conduct a needs assessment; providing for establishment of an advisory panel on arthritis; providing for implementation of a public awareness effort; providing for funding through contributions; directing the Secretary of Health to seek federal waivers as necessary to maximize federal funding; providing an effective date.

—was referred to the Committees on Health Care; Governmental Oversight and Productivity; and Health and Human Services Appropriations.

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By Senator Argenziano—

**SB 1452**—A bill to be entitled An act relating to health care practitioners; amending 458.303, F.S.; removing a provision on grounds for disciplinary action and certain action from a list of exemptions for certain nursing services; providing prohibitions for physicians; providing an effective date.

—was referred to the Committees on Health Care; Banking and Insurance; and Health and Human Services Appropriations.

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By Senator Webster—

**SB 1454**—A bill to be entitled An act relating to public lodging establishments; providing a popular name; creating s. 509.144, F.S.; providing definitions; prohibiting the distribution, and the direction of such distribution, of handbills in a public lodging establishment in certain circumstances; providing penalties; providing requirements for posting a sign that prohibits advertising or solicitation; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; and Judiciary.

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By Senator Lawson—

**SB 1456**—A bill to be entitled An act relating to the determination of paternity; creating s. 742.109, F.S.; providing that a male who is required to pay child support as the father of a child may file a motion to set aside a determination of paternity at any time; requiring the motion to include an affidavit and the results of a genetic test; specifying the conditions that the male ordered to pay child support must satisfy in order to have the motion granted; requiring the court to deny the motion if all conditions are not satisfied; requiring that the court find all conditions met if supported by clear and convincing evidence; providing that the duty to pay child support and other legal obligations is not suspended during the time the motion is pending; providing an exception; authorizing the court to order that the child support be paid into the registry of the court until paternity is determined; providing that the court may order additional testing under certain circumstances; providing that the person or agency requesting the testing pay the fees for the tests; authorizing the Department of Children and Family Services to seek reimbursement of fees under certain circumstances; requiring the court to assess the costs of the action and attorney’s fees against the movant if the motion is not granted; providing an effective date.

—was referred to the Committees on Judiciary; Children and Families; and Health and Human Services Appropriations.

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By Senator Constantine—

**SB 1458**—A bill to be entitled An act relating to the education of children of deceased or disabled veterans; amending s. 295.01, F.S.; extending the opportunity to receive postsecondary educational benefits at state expense to the dependent children of certain dead or disabled veterans who were Florida residents when the death or disability oc-

curred; decreasing the minimum required length of the parent's residency; providing an effective date.

—was referred to the Committees on Community Affairs; Education Appropriations; and Ways and Means.

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By Senator Bennett—

**SB 1460**—A bill to be entitled An act relating to motor vehicle registration; amending s. 320.02, F.S.; requiring that the registration application form contain a provision permitting a voluntary contribution to be distributed to Southeastern Guide Dogs, Inc.; providing for use of the funds; exempting such funds from the general revenue service charge; providing an effective date.

—was referred to the Committees on Transportation; Children and Families; and Transportation and Economic Development Appropriations.

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By Senator Baker—

**SB 1462**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; providing a temporary exemption from the tax for certain items of tangible personal property used to secure a business or residence from possible damage, or to provide amenities during a power outage, due to a hurricane or tropical storm; providing an effective date.

—was referred to the Committees on Domestic Security; Government Efficiency Appropriations; and Ways and Means.

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By Senator Constantine—

**SB 1464**—A bill to be entitled An act relating to renewable energy; amending s. 366.075, F.S.; authorizing the Public Service Commission to approve experimental or transitional rates to encourage the use of renewable energy; providing an effective date.

—was referred to the Committees on Communications and Public Utilities; and Environmental Preservation.

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By Senator Baker—

**SB 1466**—A bill to be entitled An act relating to vehicle crashes; creating the “Justin McWilliams ‘Justice For Justin’ Act”; amending s. 316.027, F.S.; revising provisions for a driver of a vehicle involved in a described crash to stop and remain at the scene of the crash; providing penalties; providing an effective date.

—was referred to the Committees on Transportation; Criminal Justice; and Justice Appropriations.

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By Senator Wise—

**SCR 1468**—A concurrent resolution confirming the appointment of Gary VanLandingham as Director of the Office of Program Policy Analysis and Government Accountability.

—was referred to the Committee on Rules and Calendar.

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By Senator Constantine—

**SB 1470**—A bill to be entitled An act relating to alternative plans review and inspection; amending s. 553.791, F.S.; clarifying a definition; expanding authorization to use private providers to provide building code inspection services; including fee owner contractors within such authorization; revising notice requirements for using private providers;

revising procedures for issuing permits; providing requirements for representatives of private providers; providing for waiver of certain inspection records requirements under certain circumstances; requiring issuance of stop-work orders to be pursuant to law; providing for establishment of a registration system for private providers and authorized representatives of private providers for licensure compliance purposes; preserving authority to issue emergency stop-work orders; revising insurance requirements for private providers; specifying conditions for proceeding with building work; providing an effective date.

—was referred to the Committees on Community Affairs; and Regulated Industries.

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By Senator Peadar—

**SB 1472**—A bill to be entitled An act relating to hospitals; amending s. 395.002, F.S.; redefining the term “hospital” to exclude designated critical access hospitals from certain requirements; amending ss. 395.003 and 408.061, F.S.; conforming cross-references; amending s. 408.07, F.S.; defining the term “critical access hospital”; redefining the term “rural hospital” to delete certain requirements applicable to the designation of a critical access hospital; amending ss. 458.345 and 459.021, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Health Care; and Health and Human Services Appropriations.

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By Senator Crist—

**SB 1474**—A bill to be entitled An act relating to contraband within a state correctional facility; amending s. 944.47, F.S.; providing that it is a third-degree felony to give a cellular telephone to an inmate of a state correctional facility, unless authorized by the officer in charge of the facility; providing that it is a third-degree felony for an inmate or person on the grounds of a state correctional facility to possess a cellular telephone, unless authorized by the officer in charge of the facility; amending s. 921.0022, F.S., relating to the offense severity ranking chart of the Criminal Punishment Code; conforming cross-references to changes made by the act; providing an effective date.

—was referred to the Committees on Criminal Justice; and Justice Appropriations.

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By Senators Campbell and Margolis—

**SB 1476**—A bill to be entitled An act relating to the Department of Children and Family Services; providing legislative intent with respect to establishing a structure by which the department shall monitor and manage contracts with external service providers; providing definitions; requiring that the department competitively procure certain commodities and contractual services; authorizing the department to competitively procure and contract for systems of treatment or service that involve multiple providers; providing requirements if other governmental entities contribute matching funds; requiring that an entity providing matching funds comply with certain procurement procedures; authorizing the department to independently procure and contract for treatment services; requiring that the department ensure the financial integrity of and service quality in certain Medicaid services; requiring that the department develop a validated business case before outsourcing or privatizing any service or function; providing requirements for the business case; requiring that the validated business case be submitted to the Legislature for approval; requiring that a contractual service that has previously been outsourced be subject to the requirements for a validated business case; requiring that a procurement of contractual services equal to or in excess of the threshold amount for CATEGORY FIVE comply with specified requirements, including a scope of work and performance standards; authorizing the department to adopt incremental penalties by rule; authorizing the department to include cost-neutral, performance-based incentives in a contract; requiring that a contract in excess of \$1 million be negotiated by a contract negotiator who is certified according to standards established by the Department of Management Services; limiting circumstances under which the department may amend a contract; requiring that a proposed contract amendment be

submitted to the Executive Office of the Governor for approval; requiring approval of a contract amendment by the Administration Commission under certain circumstances; requiring the department to develop, in consultation with the Department of Management Services, contract templates and guidelines; requiring that the department establish a contract-management process; specifying the requirements for and components of the contract-management process; providing requirements for resolving performance deficiencies and terminating a contract; requiring a corrective-action plan under certain circumstances; requiring the department to develop standards of conduct and disciplinary actions; requiring that the department establish contract-monitoring units and a contract-monitoring process; requiring written reports; requiring on-site visits for contracts involving the provision of direct client services; requiring the department to annually report to the Legislature and the Office of Program Policy Analysis and Government Accountability; specifying requirements for the annual reports; requiring that the Office of Program Policy Analysis and Government Accountability conduct two reviews of the contract-management and accountability structures of the department and report to the Legislature and the Auditor General; repealing ss. 402.72 and 402.73, F.S., relating to contract-management requirements for the Department of Children and Family Services; providing an effective date.

—was referred to the Committees on Children and Families; Governmental Oversight and Productivity; Health and Human Services Appropriations; and Ways and Means.

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By Senator Garcia—

**SB 1478**—A bill to be entitled An act relating to public records and meetings; expressing the legislative intent to enact laws providing an exemption from public-records and public-meetings requirements; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; Governmental Oversight and Productivity; and Rules and Calendar.

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By Senator Garcia—

**SB 1480**—A bill to be entitled An act relating to insurance; expressing the legislative intent to revise laws relating to insurance; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; General Government Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Garcia—

**SB 1482**—A bill to be entitled An act relating to insurance; expressing the legislative intent to revise laws relating to insurance; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; General Government Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Garcia—

**SB 1484**—A bill to be entitled An act relating to insurance; expressing the legislative intent to revise laws relating to insurance; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; General Government Appropriations; Ways and Means; and Rules and Calendar.

By Senator Garcia—

**SB 1486**—A bill to be entitled An act relating to property insurance; expressing the legislative intent to revise laws relating to property insurance; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; General Government Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Garcia—

**SB 1488**—A bill to be entitled An act relating to property insurance; expressing the legislative intent to revise laws relating to property insurance; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; General Government Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Garcia—

**SB 1490**—A bill to be entitled An act relating to property insurance; expressing the legislative intent to revise laws relating to property insurance; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; General Government Appropriations; Ways and Means; and Rules and Calendar.

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By Senator Clary—

**SB 1492**—A bill to be entitled An act relating to condominiums; amending s. 718.301, F.S.; providing for the effect of actions taken by members of the board of administration of an association before the developer relinquishes control of the association; requiring examination and certification of certain defects by certain licensed individuals or entities; providing an effective date.

—was referred to the Committees on Regulated Industries; and Judiciary.

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By Senator Argenziano—

**SB 1494**—A bill to be entitled An act relating to information technology management; providing legislative intent that each state agency use a governance process and structure for managing its information technology operations and investments in order to ensure alignment with the business needs and policy requirements of the agency; providing definitions; providing a governance process for information technology which includes management of the agency's information technology portfolio along with project management; specifying the purpose of information technology portfolio management; requiring each agency to submit its approved information technology portfolio as part of its final legislative budget request; requiring that agencies implement and administer a project management methodology that complies with rules adopted by the State Technology Office; providing requirements for project plans; requiring each agency to incorporate the operational work plans and project status reports based on the standards published by the State Technology Office and the Technology Review Workgroup; requiring that each agency implement an operational governance structure that establishes an agency information technology investment management board; providing for membership of the board; providing for meetings and staffing of the board; specifying the responsibilities of the agency information technology investment management boards; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; General Government Appropriations; and Ways and Means.

By Senator Fasano—

**SB 1496**—A bill to be entitled An act relating to the Florida Public Service Regulatory Trust Fund; amending s. 350.113, F.S.; providing for penalties and interest assessed and collected by the Florida Public Service Commission to be deposited into the trust fund rather than the General Revenue Fund; requiring that the commission submit to the Legislature proposed uses for the penalties and interest collected; providing that such uses may include promotional or educational activities to benefit consumers; amending ss. 350.127, 364.285, 364.516, 366.095, 367.161, 368.061, and 368.111, F.S., relating to penalties imposed by the commission; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Communications and Public Utilities; Government Efficiency Appropriations; Transportation and Economic Development Appropriations; and Ways and Means.

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By Senator Miller—

**SB 1498**—A bill to be entitled An act relating to the Lead Poisoning Prevention Screening and Education Act; providing a popular name; providing legislative findings; providing definitions; providing for the establishment of a statewide comprehensive educational program on lead poisoning prevention; providing for a public information initiative; providing for distribution of literature about childhood lead poisoning; requiring the establishment of a screening program for early identification of persons at risk of elevated levels of lead in the blood; providing for screening of children; providing for prioritization of screening; providing for the maintenance of records of screenings; providing for reporting of cases of lead poisoning; providing an effective date.

—was referred to the Committees on Health Care; Judiciary; and Health and Human Services Appropriations.

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By Senator Wilson—

**SB 1500**—A bill to be entitled An act relating to eligibility for Medicaid payments; amending s. 409.903, F.S.; increasing the income level at which a pregnant woman is eligible to receive Medicaid services; providing an effective date.

—was referred to the Committees on Health Care; Health and Human Services Appropriations; and Ways and Means.

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By Senator Fasano—

**SB 1502**—A bill to be entitled An act relating to driver's license applications; amending s. 322.08, F.S.; allowing applicants to make a \$1 contribution to the Children's Hearing Help Fund; providing an effective date.

—was referred to the Committees on Transportation; Health Care; and Transportation and Economic Development Appropriations.

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**SR 1504**—Not referenced.

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By Senator Wilson—

**SB 1506**—A bill to be entitled An act relating to mandatory school attendance; amending ss. 1002.20, 1003.21 and 1003.51, F.S.; changing the age for mandatory school attendance from 16 to 18; providing an effective date.

—was referred to the Committees on Education; and Education Appropriations.

By Senators Garcia and Margolis—

**SB 1508**—A bill to be entitled An act relating to life insurance and annuity contracts; amending s. 624.402, F.S.; providing that a certificate of authority is not required of insurers domiciled outside the United States for certain life insurance policies or annuity contracts covering only persons who are not residents of the United States and are not nonresidents illegally residing in the United States; providing criteria, requirements, and limitations; requiring the insurer to disclose certain information; providing for the Office of Insurance Regulation to determine when the insurer is no longer eligible for the exemption; providing an exemption from certain taxes; requiring life insurance applications and policies and annuity contracts to provide certain disclosure statements; specifying application of certain provisions to single-premium life insurance policies and single-premium annuity contracts issued to certain nonresidents; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Government Efficiency Appropriations.

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**SR 1510**—Not referenced.

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By Senator Aronberg—

**SB 1512**—A bill to be entitled An act relating to drug abuse prevention and control; amending s. 893.13, F.S.; prohibiting the sale, manufacture, or delivery of controlled substances, or possession of controlled substances with intent to sell, manufacture, or deliver, within 1,000 feet of certain libraries; amending s. 921.0022, F.S.; ranking such offenses on the offense severity ranking chart of the Criminal Punishment Code; reenacting ss. 397.451(4)(b), 435.07(2), 772.12(2)(a), 893.1351, 903.133, 921.187(1)(a), 938.25, and 948.034(1), F.S., relating to background checks of substance abuse service provider personnel, exemptions from disqualification for employment, the Drug Dealer Liability Act, lease or rent for the purpose of trafficking in a controlled substance, prohibition on bail on appeal for certain felony convictions, disposition and sentencing, the Operating Trust Fund of the Department of Law Enforcement, and terms and conditions of probation, respectively, to incorporate the amendment to s. 893.13, F.S., in references thereto; providing applicability; providing an effective date.

—was referred to the Committees on Criminal Justice; and Justice Appropriations.

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By Senator Posey—

**SB 1514**—A bill to be entitled An act relating to the Deferred Retirement Option Program; amending s. 121.091, F.S.; authorizing members of the Special Risk Class of the Florida Retirement System to participate in the DROP for an additional 36 months when those members are certified to do so by the administrator of the applicable employing agency; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Productivity; and Ways and Means.

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**Senate Bills 1516-2142**—Not referenced.

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By Senator Atwater—

**SJR 2144**—A joint resolution proposing amendments to Section 19 of Article III of the State Constitution, relating to requirements for state budget planning, spending, and accountability.

—was referred to the Committees on Government Efficiency Appropriations; and Ways and Means.

By Senator Atwater—

**SB 2146**—A bill to be entitled An act relating to state planning and budgeting; amending s. 11.90, F.S.; revising the membership of the Legislative Budget Commission; providing for the appointment of presiding officers; revising requirements for meetings and a quorum; revising requirements for appointing the staff of the commission; requiring the commission to review budget amendments proposed by the Governor or Chief Justice; authorizing the commission to perform other duties prescribed by the Legislature; creating s. 11.91, F.S.; creating the Government Efficiency Task Force for the purpose of recommending improvements to governmental operations and reducing costs; providing for the Governor, the President of the Senate, and the Speaker of the House of Representatives to appoint its members; requiring that the task force meet at 4-year intervals beginning on a specified date; authorizing the task force to conduct meeting through teleconferences; providing for members to be reimbursed for per diem and travel expenses; requiring the task force to complete its work within 1 year and report to the Legislative Budget Commission, the Governor, and the Chief Justice of the Supreme Court; amending s. 29.0095, F.S.; requiring the legislative appropriations committees to prescribe the format of budget expenditure reports; amending s. 110.1245, F.S., relating to the savings sharing program; correcting a reference; amending s. 216.011, F.S.; redefining the term “consultation” and defining the term “long-range financial outlook” for purposes of state fiscal affairs; creating s. 216.012, F.S.; providing requirements for the long-range financial outlook prepared by the commission; requiring state agencies to provide certain information; specifying timeframes for state agencies and the commission in developing and completing the long-range financial outlook; amending s. 216.023, F.S.; clarifying certain requirements for legislative budget instructions; amending s. 216.065, F.S.; requiring fiscal impact statements to be provided to the Legislative Budget Commission in addition to the legislative appropriations committees; requiring that such statements contain information concerning subsequent fiscal years; amending s. 216.162, F.S.; revising the date for the Governor’s recommended budget to be furnished to the Legislature; authorizing the presiding officers of the Legislature to approve submission of the Governor’s recommended budget at a later date than otherwise required; amending s. 216.262, F.S., relating to the transfer of positions; correcting a reference; providing a contingent effective date.

—was referred to the Committees on Government Efficiency Appropriations; and Ways and Means.

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committee on Government Efficiency Appropriations; and Senator Campbell—

**CS for SB 56**—A bill to be entitled An act relating to the Streamlined Sales and Use Tax Agreement; amending s. 212.02, F.S.; redefining the terms “lease,” “let,” “rental,” “sales price,” and “tangible personal property” and defining the terms “agent,” “seller,” “model 1 seller,” “model 2 seller,” “model 3 seller,” “certified service provider,” “direct mail,” “pre-written computer software,” and “delivery charges” for purposes of sales and use taxes; providing applicability; amending s. 212.0306, F.S.; deleting references to brackets; amending s. 212.04, F.S.; deleting a reference to brackets; amending s. 212.05, F.S.; deleting provisions relating to the rental or lease of motor vehicles; providing for determining the location of the sale or recharge of prepaid calling arrangements; deleting a reference to brackets; correcting a cross-reference; amending s. 212.0506, F.S.; deleting a reference to brackets; correcting a cross-reference; amending s. 212.054, F.S.; limiting the \$5,000 cap on discretionary sales surtax to the sale of motor vehicles, aircraft, boats, modular homes, manufactured homes, or mobile homes; providing the time for applying changes in local option tax rates; providing guidelines for determining the situs of certain transactions; providing for notice of a change in the rate of a local option sales tax; providing for applicability of s. 202.22(2), F.S., relating to determination of local tax situs, for the purpose of providing and maintaining a database of sales and use tax rates for local jurisdictions; amending s. 212.06, F.S.; defining terms; providing rules for determining the location of transactions involving the retail sale of tangible personal property, digital goods, or services and for the lease or rental of tangible personal property; requiring certain business purchasers to obtain multiple points of use exemption forms; providing for use

of such forms; requiring certain purchasers of direct mail to obtain a direct mail form; providing for the use of such form; amending s. 212.08, F.S., relating to exemptions from the sales and use tax; defining and redefining terms used with respect to the exemption for general groceries; defining and redefining terms used with respect to the exemption for medical products and supplies; revising that exemption; providing an exemption for certain farm equipment; amending s. 212.095, F.S.; revising provisions relating to refunds; creating s. 212.094, F.S.; requiring a purchaser seeking a refund or credit under chapter 212, F.S., to submit a written request for the refund or credit; providing a time period within which the dealer must respond to the written request; amending s. 212.12, F.S.; providing for a monetary allowance to certified service providers and voluntary sellers pursuant to Article VI of the Agreement; defining terms; deleting brackets; providing for computation of tax due; deleting the brackets for discretionary sales surtax calculations; amending s. 212.17, F.S.; prescribing additional guidelines and procedures with respect to dealer credits for taxes paid on worthless accounts; amending s. 212.18, F.S.; authorizing the Department of Revenue to waive the dealer registration fee for applications submitted through the central electronic registration system provided by member states of the Streamlined Sales and Use Tax Agreement; creating s. 213.052, F.S.; providing for notice of state sales or use tax rate changes; creating s. 213.0521, F.S.; providing the effective date for state sales and use tax rate changes; amending s. 213.21, F.S.; providing for amnesty to certain sellers for uncollected or unpaid sales and use taxes; amending s. 213.256, F.S., relating to simplified sales and use tax administration; defining terms; providing that authority to administer the Streamlined Sales and Use Tax Agreement rests with a governing board comprised of representatives of member states; providing for continuing effect of the agreement; providing for annual recertification by member states; creating s. 213.2567, F.S.; providing for the registration of sellers, the certification of a person as a certified service provider, and the certification of a software program as a certified automated system by the governing board under the Streamlined Sales and Use Tax Agreement; amending s. 212.055, F.S.; conforming a cross-reference; repealing s. 212.0596(6), F.S., relating to the exemption from collecting and remitting any local option surtax for certain dealers who make mail order sales; declaring legislative intent; providing for the adoption of emergency rules; providing an effective date.

By the Committee on Community Affairs; and Senators Campbell, Rich and Lynn—

**CS for SB 62**—A bill to be entitled An act relating to services for seniors and adults with developmental disabilities; authorizing each county to create an independent special district to provide funding for services for seniors and adults with developmental disabilities; requiring approval by a majority vote of electors to annually levy ad valorem taxes not to exceed a certain maximum; creating a governing board for the special district; specifying criteria for membership to the governing board; providing terms of office; clarifying that a county may provide services for seniors and adults with developmental disabilities or create a special district to provide such services by general or special law; specifying the powers and functions of a council on services for seniors and adults with developmental disabilities; requiring each council to appoint a chair and a vice chair and elect officers, to identify and assess the needs of the seniors and adults with developmental disabilities in the county served by the council, to provide training and orientation to new members of the council, to make and adopt bylaws and rules for the council’s operation and governance, and to provide an annual written report to the governing body of the county; requiring the council to maintain minutes of each meeting and to serve without compensation; requiring the council to prepare a tentative annual budget and to compute a millage rate to fund the tentative budget; requiring that all tax moneys collected be paid directly to the council on services for seniors and adults with developmental disabilities by the tax collector of the county and deposited in qualified public depositories; specifying expenditures of funds; requiring the council to prepare and file a financial report with the governing body of the county; providing that a district may be dissolved by a special act of the Legislature or by ordinance by the governing body of the county; specifying obligations of the county if a district is dissolved; authorizing the governing body of a county to fund the budget of the council on services for seniors and adults with developmental disabilities from its own funds after or during the council’s first year of operation; requiring a special district to comply with statutory requirements related to the filing of a financial or compliance report;

authorizing a county to create a dependent special district to provide certain services for seniors and adults with developmental disabilities; authorizing the district to seek grants and accept donations from public and private sources; providing legislative intent with respect to the use of funds collected by a council on services for seniors and adults with developmental disabilities; providing that two or more councils on services for seniors and adults with developmental disabilities may enter into a cooperative agreement to share administrative costs, staff, and office space and seek grants, accept donations, or jointly fund programs serving multicounty areas; prohibiting councils or districts from requiring matching funds from certain service providers as a condition for the provision of services by the council or district; providing an effective date.

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By the Committee on Judiciary; and Senator Campbell—

**CS for SB 64**—A bill to be entitled An act relating to guardianship; amending s. 737.2065, F.S.; authorizing the guardian of the property of an incapacitated person to contest the validity of a trust before it becomes irrevocable; amending s. 744.107, F.S.; revising provisions relating to court monitors; requiring orders of appointment and monitors' reports to be served upon certain persons; authorizing the court to enter any order necessary to protect a ward or ward's estate; requiring notice and a hearing; authorizing a court to assess certain costs and attorney's fees under certain circumstances; creating s. 744.1075, F.S.; authorizing a court to appoint a court monitor on an emergency basis under certain circumstances; requiring the court to make certain findings; requiring the monitor to report findings and recommendations; providing duties of the court relating to probable cause for the emergency appointment; providing requirements for a court order to show cause for the emergency appointment; specifying a time period for a monitor's authority; providing for extending such time period; authorizing the court to issue certain injunctions or orders for certain purposes; requiring the court to provide copies of such injunctions or orders to all parties; authorizing the court to impose sanctions or take certain enforcement actions; providing for payment of reasonable fees to the monitor; prohibiting certain persons from receiving certain fees; authorizing a court to assess certain costs and attorney's fees under certain circumstances; amending s. 744.331, F.S.; requiring the court to determine whether there is an alternative to guardianship if a person is determined incapable of exercising his or her delegable rights; authorizing an interested person to file a verified statement indicating a belief that an incapacitated person's trust, trust amendment, or durable power of attorney is invalid, in which case such instrument may not be an alternative to the appointment of a guardian; amending s. 744.441, F.S.; requiring the court to determine whether an action contesting the validity of a trust is in the ward's best interests before authorizing a guardian to bring such actions; creating s. 744.462, F.S.; requiring that the validity of a ward's durable power of attorney, trust, or trust amendment be reported in the guardianship proceedings; requiring the court to review the continued need for a guardian and delegation of the ward's rights under certain conditions; providing an effective date.

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By the Committee on Criminal Justice; and Senators Saunders and Lynn—

**CS for SB 122**—A bill to be entitled An act relating to homestead exemption; amending s. 196.131, F.S.; providing a value-based sliding scale of criminal penalties applicable to a claimant who knowingly and willfully gives false information for the purpose of claiming a homestead exemption if the funds for the homestead were obtained by the commission of a fraudulent act; providing an effective date.

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By the Committee on Education; and Senators Margolis, Bullard, Bennett, Diaz de la Portilla, Lynn and Argenziano—

**CS for SB 126**—A bill to be entitled An act relating to public K-12 educational instruction; creating s. 1003.456, F.S.; providing legislative intent with respect to maintaining elective programs in the performing and fine arts; requiring each district school board to develop a performing and fine arts program; requiring that the school boards adopt written policies for providing time and access to the performing and fine arts for students in prekindergarten through grade 12 and provide a copy to the

Department of Education by a specified date; requiring reports to the department; requiring each district school board to appoint a performing and fine arts coordinator to implement performing and fine arts programs developed by the school board; amending s. 1003.455, F.S.; requiring each district school board to appoint a physical education coordinator to implement physical education programs developed by the school board; providing an effective date.

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By the Committee on Regulated Industries; and Senator Geller—

**CS for SB 134**—A bill to be entitled An act relating to Indian gaming activities; designating the Governor as the official to negotiate tribal-state compacts; providing for ratification of tribal-state compacts by the Legislature; providing for submission of the tribal-state compact to the Legislature and Secretary of State; providing for submission of the tribal-state compact to the Secretary of the Interior; providing an effective date.

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By the Committee on Judiciary; and Senator Siplin—

**CS for SB 152**—A bill to be entitled An act relating to alimony; amending s. 61.14, F.S.; authorizing a court to modify payment of alimony if there is proof by a preponderance of the evidence that the recipient former spouse is in a de facto marriage with a person of the opposite sex outside of the legal bond of matrimony; prescribing factors to be considered by the court; providing for application; providing an effective date.

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By the Committee on Children and Families; and Senator Lynn—

**CS for SB 184**—A bill to be entitled An act relating to drug court programs; amending s. 39.001, F.S.; providing additional legislative purposes and intent with respect to the treatment of substance abuse, including the use of the drug court program model; authorizing the court to require certain persons to undergo treatment following adjudication; providing that the court is not precluded from ordering drug testing; amending ss. 39.402 and 39.407, F.S.; authorizing the court to order specified persons to submit to a substance abuse assessment upon a showing of good cause in connection with a shelter hearing or petition for dependency; amending ss. 39.507 and 39.521, F.S.; authorizing the court to order specified persons to submit to a substance abuse assessment as part of an adjudicatory order or pursuant to a disposition hearing; requiring a showing of good cause; authorizing the court to require participation in a treatment-based drug court program; authorizing the court to impose sanctions for noncompliance; amending s. 39.701, F.S.; authorizing the court to extend the time for completing a case plan during judicial review, based upon participation in a treatment-based drug court program; amending s. 397.334, F.S.; revising legislative intent with respect to treatment-based drug court programs to reflect participation by community support agencies, the Department of Education, and other individuals; including postadjudicatory programs as part of treatment-based drug court programs; providing requirements and sanctions, including clinical placement or incarceration, for the coordinated strategy developed by the drug court team to encourage participant compliance; requiring each judicial circuit to establish a position for a coordinator of the treatment-based drug court program, subject to annual appropriation by the Legislature; authorizing the chief judge of each judicial circuit to appoint an advisory committee for the treatment-based drug court program; providing for membership of the committee; revising provisions with respect to an annual report; amending s. 910.035, F.S.; revising provisions with respect to conditions for the transfer of a case in the drug court treatment program to a county other than that in which the charge arose; amending ss. 948.08, 948.16, and 985.306, F.S., relating to felony, misdemeanor, and delinquency pretrial substance abuse education and treatment intervention programs; providing requirements and sanctions, including clinical placement or incarceration, for the coordinated strategy developed by the drug court team to encourage participant compliance and removing provisions authorizing appointment of an advisory committee, to conform to changes made by the act; providing an effective date.

By the Committee on Health Care; and Senator Lynn—

**CS for SB 186**—A bill to be entitled An act relating to the testing and reporting of human immunodeficiency virus; amending s. 381.004, F.S.; prohibiting the disclosure of a positive preliminary HIV test result to any person except as specifically authorized; providing that certain HIV test results are preliminary and may be released in accordance with federal requirements; providing that a pregnant woman's informed consent is not required; amending s. 384.25, F.S.; requiring the reporting of a result indicative of HIV or AIDS; requiring the Department of Health to adopt rules specifying certain information, including the maximum time period for reporting a sexually transmissible disease; requiring the use of a system developed by the Centers for Disease Control or its equivalent for the confidential reporting of HIV infection or AIDS; requiring the department to adopt rules governing the reporting of HIV-exposed infants or newborns; deleting a provision requiring the reporting of diagnosed AIDS cases based upon certain criteria; deleting a provision requiring that physicians and laboratories report certain cases of HIV infection; deleting a requirement that the department submit an annual report to the Legislature; amending s. 384.31, F.S.; requiring that certain health care professionals who attend a pregnant woman test for sexually transmissible diseases and HIV; requiring that a pregnant woman be informed of tests for sexually transmissible diseases and her right to refuse; requiring that a written statement of objection to testing for sexually transmissible diseases be placed in the pregnant woman's medical records; deleting a requirement that a health care provider counsel a pregnant woman concerning HIV testing; deleting a provision that provides immunity from liability to a health care provider who counsels a pregnant woman who objects to HIV testing; providing an effective date.

By the Committee on Judiciary; and Senators Campbell, Smith, Fasano, Aronberg and Margolis—

**CS for SB 190**—A bill to be entitled An act relating to student loans; creating s. 43.201, F.S.; providing for a financial assistance program administered by the Justice Administrative Commission to provide assistance to qualified assistant state attorneys, assistant public defenders, assistant attorneys general, and assistant statewide prosecutors for the repayment of eligible student loans; providing definitions; providing the elements of the program; providing for funding; providing an effective date.

By the Committee on Community Affairs; and Senator Constantine—

**CS for SB 200**—A bill to be entitled An act relating to the Florida Hazardous Materials Emergency Response and Community Right-to-Know Act; amending s. 252.81, F.S., redesignating the act as the "Emergency Planning Community Right-to-Know Act"; amending s. 252.85, F.S.; updating a reference to a federal list of hazardous substances for which the Department of Community Affairs collects fees that fund emergency planning and community right-to-know programs; providing an effective date.

By the Committee on Commerce and Consumer Services; and Senator Saunders—

**CS for SB 202**—A bill to be entitled An act relating to the community contribution tax credit; amending s. 212.08, F.S.; increasing the amount of available annual community contribution tax credits; requiring the Office of Tourism, Trade, and Economic Development to reserve portions of certain annual tax credits for donations made to eligible sponsors for projects that provide homeownership opportunities for certain households; providing requirements, criteria, and limitations; extending an expiration date; amending s. 220.03, F.S.; revising a definition to delete a provision authorizing the office to reserve certain portions of available annual tax credits for donations made to eligible sponsors for projects that provide homeownership opportunities for certain households; extending an expiration date; amending s. 220.183, F.S.; increasing the amount of available annual community contribution tax credits; revising eligibility criteria; requiring the Office of Tourism, Trade, and Economic Development to reserve portions of certain annual tax credits for donations made to eligible sponsors for projects that provide homeownership

opportunities for certain households; providing requirements, criteria, and limitations; extending an expiration date; amending s. 624.5105, F.S.; increasing the amount of available annual community contribution tax credits; limiting application of certain retaliatory tax provisions under certain circumstances; revising tax credit eligibility criteria; requiring the Office of Tourism, Trade, and Economic Development to reserve portions of certain annual tax credits for donations made to eligible sponsors for projects that provide homeownership opportunities for certain households; providing requirements, criteria, and limitations; extending an expiration date; providing an effective date.

By the Committee on Children and Families; and Senators Lynn, Fasano and Wilson—

**CS for SB 210**—A bill to be entitled An act relating to suicide prevention; creating s. 397.3335, F.S.; creating the Statewide Office for Suicide Prevention in the Office of Drug Control; providing the goals and objectives of the office; creating the position of statewide coordinator for the statewide office, contingent upon a specific appropriation; specifying the education and experience requirements for the position of coordinator; detailing the duties and responsibilities of the coordinator; authorizing the Statewide Office for Suicide Prevention to seek and accept grants or funds from any source to support its operation; creating s. 397.3336, F.S.; creating the Suicide Prevention Coordinating Council within the Office of Drug Control; providing the scope of activities for the coordinating council; creating an interagency workgroup for state agencies within the coordinating council in order to coordinate state agency plans for suicide prevention; authorizing the coordinating council to assemble an ad hoc committee to advise the coordinating council; providing for membership on the coordinating council; providing an effective date.

By the Committees on Governmental Oversight and Productivity; Children and Families; and Senators Lynn, Fasano and Wilson—

**CS for CS for SB 210**—A bill to be entitled An act relating to suicide prevention; creating s. 397.3335, F.S.; creating the Statewide Office for Suicide Prevention in the Office of Drug Control; providing the goals and objectives of the office; creating the position of statewide coordinator for the statewide office, contingent upon a specific appropriation; specifying the education and experience requirements for the position of coordinator; detailing the duties and responsibilities of the coordinator; authorizing the Statewide Office for Suicide Prevention to seek and accept grants or funds from any source to support its operation; creating s. 397.3336, F.S.; creating the Suicide Prevention Coordinating Council within the Office of Drug Control; providing the scope of activities for the coordinating council; creating an interagency workgroup for state agencies within the coordinating council in order to coordinate state agency plans for suicide prevention; authorizing the coordinating council to assemble an ad hoc committee to advise the coordinating council; providing for membership on the coordinating council; providing an effective date.

By the Committee on Domestic Security; and Senator Constantine—

**CS for SB 232**—A bill to be entitled An act relating to emergency management; amending s. 252.32, F.S.; providing that it is the policy of the Legislature to encourage counties and municipalities to explore the use of emerging technologies for the purpose of disseminating information to the public before, during, and after an emergency or natural disaster; requiring the Department of Community Affairs to compile a list of potential sources of grant funds and disseminate the list to all counties and municipalities so that they may use the list as a guide for applying for grants; amending s. 252.38, F.S.; authorizing a county or municipality to establish a volunteer disaster assistance recovery program; authorizing advisory committees to negotiate voluntary compliance standards and agreements with local businesses; authorizing a county or municipality to require that a representative of a private utility be present at the local emergency operations center for purposes of coordination during an emergency or natural disaster; providing an effective date.

By the Committee on Health Care; and Senator Lynn—

**CS for SB 240**—A bill to be entitled An act relating to emergency electrical service in nursing home facilities; amending s. 400.23, F.S.; requiring that each nursing home have an emergency electrical system that is capable of providing electrical service for a specified period during an interruption of the normal electrical supply; providing requirements for priority in restoring electrical power to nursing homes; requiring that the state use federal disaster funds to purchase generators for use by nursing homes if such funds are available; requiring an adjustment of the Medicaid rate for the purpose of reimbursing nursing homes for the cost of acquiring emergency generators; providing an effective date.

By the Committee on Children and Families; and Senator Hill—

**CS for SB 246**—A bill to be entitled An act relating to child safety; requiring school boards to promulgate policies regarding release of children; providing a definition; requiring copies of the policies to be provided to the Department of Education; requiring nonpublic schools, private schools, and certain child care facilities to promulgate policies regarding release of children; requiring making such policies available on the premises of the schools or child care facilities; providing a definition; providing an effective date.

By the Committee on Banking and Insurance; and Senator Sebesta—

**CS for SB 304**—A bill to be entitled An act relating to financial entities and transactions; amending s. 494.0011, F.S.; authorizing the Financial Services Commission to require electronic submission of forms, documents, or fees; providing for accommodating a technological or financial hardship; authorizing the commission to adopt rules relating to obtaining such an accommodation; amending s. 494.0016, F.S.; authorizing the commission to prescribe requirements for destroying books, accounts, records, and documents; authorizing the commission to recognize alternative statutes of limitation for such destruction; providing for procedures; amending s. 494.0029, F.S.; specifying criteria for receipt of certain applications; specifying that certain permits are not transferable or assignable; amending s. 494.00295, F.S.; revising provisions to specify continuing education for certain professions; amending s. 494.003, F.S.; clarifying application of an exemption from application of specified mortgage broker licensure requirements to certain entities; amending s. 494.0031, F.S.; requiring licensure of mortgage brokerage businesses; specifying criteria for receipt of applications; authorizing the commission or the Office of Financial Regulation to require specified information from certain applicants; revising certain fingerprinting requirements; authorizing the commission to prescribe fees and procedures for processing fingerprints; authorizing the office to contract for fingerprinting services; specifying that certain licenses are not transferable or assignable; amending s. 494.0033, F.S.; clarifying requirements for mortgage broker licensure; authorizing the commission to waive certain examination requirements under specified circumstances; authorizing the commission to prescribe additional testing fees; revising fingerprinting requirements; authorizing the commission to prescribe fees and procedures for processing fingerprints; authorizing the office to contract for certain fingerprinting services; specifying criteria for receipt of applications; deleting provisions relating to cancellation and reinstatement of licenses; amending s. 494.0034, F.S.; clarifying the commission's authorization to prescribe license renewal forms; amending s. 494.0036, F.S.; clarifying provisions relating to issuance of licenses to mortgage brokerage business branch offices; specifying criteria for receipt of certain applications; amending s. 494.0041, F.S.; specifying an additional ground for disciplinary action; amending s. 494.006, F.S.; clarifying the application of an exemption from mortgage lender licensure requirements to certain entities; amending s. 494.0061, F.S.; requiring licensure of mortgage lenders; specifying criteria for receipt of applications; revising fingerprinting requirements; authorizing the commission to prescribe fees and procedures for processing fingerprints; authorizing the office to contract for certain fingerprinting services; deleting certain provisions relating to cancellation and reinstatement of licenses; authorizing the commission to waive specified examination requirements under certain circumstances; authorizing the commission to prescribe additional testing fees; amending s. 494.0062, F.S.; requiring licensure of correspondent mortgage lenders; specifying criteria for receipt of applications; authorizing the office to require applicants to provide certain

information; revising fingerprinting requirements; authorizing the commission to prescribe fees and procedures for processing fingerprints; authorizing the office to contract for certain fingerprinting services; deleting certain provisions relating to cancellation and reinstatement of licenses; authorizing the commission to waive specified examination requirements under certain circumstances; authorizing the commission to prescribe additional testing fees; requiring notice of a change in principal representatives; providing educational requirements for principal representatives; amending s. 494.0064, F.S.; clarifying a reference to professional continuing education for certain licensees; amending s. 494.0065, F.S.; specifying criteria for receipt of applications; specifying education and testing requirements for certain principal representatives and for certain applications or transfer applications; authorizing the commission to waive specified examination requirements under certain circumstances; authorizing the commission to prescribe additional testing fees; increasing a license transfer fee; revising fingerprinting requirements; authorizing the commission to prescribe fees and procedures for processing fingerprints; authorizing the office to contract for certain fingerprinting services; requiring mortgage lenders to designate a principal representative; providing criteria and requirements; requiring notice of a change in principal representatives; amending s. 494.0066, F.S.; clarifying licensure requirements for branch offices; amending s. 494.0067, F.S.; clarifying reference to professional continuing education requirements; amending s. 494.0072, F.S.; providing an additional ground for disciplinary action; amending s. 494.00721, F.S.; correcting cross-references; amending s. 501.137, F.S.; imposing certain costs and fees on a mortgage lender that fails to pay a property owner's tax or insurance premiums from an escrow account; amending s. 516.03, F.S.; specifying criteria for receipt of certain applications; providing that specified fees are nonrefundable; authorizing the commission to require electronic submission of forms, documents, or fees; providing for accommodating a technological or financial hardship; authorizing the commission to make rules relating to obtaining such an accommodation; amending s. 516.05, F.S.; deleting provisions relating to fees for licenses that have been denied; amending s. 516.07, F.S.; providing an additional ground for disciplinary action; amending s. 516.12, F.S.; authorizing the commission to prescribe minimum information that must be shown in a licensee's books, accounts, records, and documents; authorizing the commission to prescribe requirements for destroying books, accounts, records, and documents; authorizing the commission to recognize alternative statutes of limitation for such destruction; providing for procedures; amending s. 517.061, F.S.; revising provisions related to exempt transactions; amending ss. 517.051 and 517.081, F.S.; revising standards for accounting principles to be used in preparing certain financial statements; amending s. 517.12, F.S.; revising provisions for taking and submitting fingerprints of dealers, associated persons, and similarly situated persons; revising provisions relating to expiration and renewal of registration of such persons; providing an exemption from registration requirements for a Canadian dealer and an associated person who represents a Canadian dealer, under certain conditions; providing for notice filing by a Canadian dealer under certain conditions; authorizing the Office of Financial Regulation of the Financial Services Commission to issue a permit to evidence the effectiveness of a notice filing for a Canadian dealer; providing for the renewal of a notice filing by a Canadian dealer; providing for reinstatement of a notice filing; providing obligations for a Canadian dealer who has given notice of filing; providing obligations for an associated person representing a Canadian dealer who has given notice of filing; providing for the termination of a notice of filing; providing for the collection of fees; amending s. 517.131, F.S.; revising conditions under which recovery can be made from the Securities Guaranty Fund; amending s. 517.141, F.S.; prescribing circumstances under which a claimant must reimburse the fund; providing for rulemaking; amending s. 517.161, F.S.; providing an additional ground for revocation, restriction, or suspension of a registration; amending ss. 520.03, 520.32, 520.52, and 520.63, F.S.; specifying criteria for receipt of certain applications; providing that certain fees are nonrefundable; amending s. 520.994, F.S.; authorizing the commission to require electronic submission of forms, documents, or fees; providing for accommodating a technological or financial hardship; providing for rulemaking; amending s. 520.995, F.S.; providing an additional ground for disciplinary action; amending ss. 520.997 and 537.009, F.S.; authorizing the commission to prescribe certain minimum information that must be shown in a licensee's books, accounts, records, and documents; authorizing the commission to prescribe requirements for destroying books, accounts, records, and documents; authorizing the commission to recognize alternative statutes of limitation for such destruction; providing for procedures; amending ss. 560.105 and 560.118, F.S.; authorizing the commission to require electronic submission of forms, documents, or



fees; providing for accommodating a technological or financial hardship; amending s. 560.114, F.S.; providing an additional ground for disciplinary action; amending s. 560.121, F.S.; authorizing the commission to prescribe certain minimum information that must be shown in a licensee's books, accounts, records, and documents; authorizing the commission to prescribe requirements for destroying books, accounts, records, and documents; authorizing the commission to recognize alternative statutes of limitation for such destruction; providing for procedures; decreasing the required time period for the office to retain certain reports, records, applications, and related information; amending s. 560.126, F.S.; requiring notice of changes in information contained in a registration application; amending s. 560.205, F.S.; revising fingerprinting requirements; authorizing the commission to prescribe fees and procedures for processing fingerprints; authorizing the office to contract for certain fingerprinting services; authorizing the commission to establish procedures for depositing fees and filing documents electronically; deleting a requirement that an applicant provide a list of certain vendors; requiring the reporting of certain changes of registration by written amendment; amending s. 560.207, F.S.; authorizing the commission to establish procedures for depositing fees and filing documents electronically; revising procedures for renewing a registration; providing that specified fees are nonrefundable; providing conditions to the reinstatement of a registration; amending s. 560.210, F.S.; revising permissible investment requirements for certain registrants; amending ss. 560.211 and 560.310, F.S.; requiring notice to the office of the location of certain amended records; amending ss. 560.305 and 560.308, F.S.; revising procedures for renewing a registration; providing that specified fees are nonrefundable; providing conditions to the reinstatement of a registration; authorizing the commission to establish procedures for depositing fees and filing documents electronically; amending s. 560.306, F.S.; revising certain fingerprinting requirements; authorizing the commission to prescribe fees and procedures for processing fingerprints; authorizing the office to contract for certain fingerprinting services; requiring the reporting of certain changes of registration by written amendment; specifying in general that accounting principles are those generally accepted in the United States; specifying commission authority by rules; amending s. 560.403, F.S.; revising requirements for giving notice of intent in connection with the renewal of registration; providing that specified fees are nonrefundable; providing conditions to the reinstatement of a notice of intent; providing an effective date.

By the Committee on Commerce and Consumer Services; and Senators Saunders, Lynn, Fasano and Dockery—

**CS for SB 334**—A bill to be entitled An act relating to public housing; amending s. 421.02, F.S.; clarifying a legislative finding with respect to the inability of private enterprise to revitalize blighted areas; public housing; amending s. 421.08, F.S.; authorizing a housing authority to organize for the purpose of creating a for-profit or not-for-profit corporation, limited liability company, or similar entity to develop and operate residential homes or nonresidential projects; providing qualifications for a family to live in such a residential home; authorizing a corporation, limited liability company, or similar entity created by a housing authority to join with other entities to develop and operate residential or nonresidential projects; ratifying certain prior actions of a housing authority; authorizing the governing board of a housing authority to implement its own policy regarding per diem and travel expenses of its officials, officers, employees, and board members; amending s. 421.09, F.S.; providing that the certain limitations regarding the operation and management of a housing project do not restrict the activities of a for-profit or not-for-profit business entity created by the housing authority under s. 421.08, F.S.; amending s. 421.23, F.S.; authorizing a housing authority to use certain pledged funds to pay liabilities arising from the operation of its housing projects; repealing s. 421.54, F.S., relating to certain limitations on constructing housing projects in Orange and Seminole Counties; providing an effective date.

By the Committee on Commerce and Consumer Services; and Senator Lynn—

**CS for SB 352**—A bill to be entitled An act relating to religious-exempt child care programs; providing a short title; amending s. 402.316, F.S.; providing for a child care program affiliated with a religious congregation or religious school to be exempt from regulation by

the Department of Children and Family Services as a religious-exempt child care program; requiring religious-exempt child care programs to display a certificate of compliance issued by an accrediting agency recognized by the department; providing requirements for accrediting agencies recognized by the department; requiring a recognized accrediting agency to conduct an initial onsite review; providing timeframes within which child care programs must meet the requirements for training and credentials; requiring recognized accrediting agencies for religious exemption to submit standards to the department; requiring the department to create and maintain a list of recognized accrediting agencies; providing that the act does not authorize the department to regulate certain specified elements of a religious-exempt child care program; requiring that the department notify recognized accrediting agencies of any revision in standards; requiring that a recognized accrediting agency submit an annual report; providing timeframes within which an exempt child care program must notify an accrediting agency of its transfer and termination of accreditation; prohibiting a recognized accrediting agency for religious exemption from owning, operating, or administering certain programs; requiring the department to facilitate an annual meeting; providing an effective date.

By the Committee on Judiciary; and Senator Campbell—

**CS for SB 370**—A bill to be entitled An act relating to procedures for the satisfaction of debts; amending s. 55.141, F.S.; revising provisions relating to satisfaction of judgments and decrees; eliminating the authority of judges to act under these provisions when there is no clerk of court; revising requirements of the clerk when accepting payment for satisfaction of a judgment and executing and recording a satisfaction of judgment; providing a sample form to be used by a clerk when recording a satisfaction of judgment; revising provisions relating to notification of satisfaction of judgment to a judgment holder; amending s. 55.202, F.S.; revising procedures for acquiring a judgment lien; authorizing the court to file a judgment lien certificate before a judgment becomes final under certain circumstances; providing that an improperly filed certificate is of no effect; amending s. 55.204, F.S.; revising provisions relating to the continuation of judgment liens; revising provisions requiring the Department of State to maintain certain files and information; amending s. 55.205, F.S.; deleting a provision authorizing certain creditors to bring certain actions against the property of a debtor; amending ss. 55.602, 55.603, 55.604, 55.605, and 55.606, F.S.; revising provisions relating to foreign judgments to apply only to out-of-country foreign judgments; amending s. 56.21, F.S.; revising requirements for notices of a levy and execution sale; amending s. 56.27, F.S.; clarifying provisions relating to payment of money received under execution; amending s. 56.29, F.S.; revising requirements regarding supplementary proceedings for unsatisfied judgments; amending s. 77.03, F.S.; deleting the provision that a garnishing creditor must believe that execution would be unavailing; amending s. 77.041, F.S.; increasing the time period during which a garnishing creditor may object to the debtor's claim of exemption and request a hearing; amending s. 222.01, F.S.; revising provisions relating to the designation of homestead property by the owner prior to levy to include foreign judgments; amending s. 319.27, F.S.; correcting a cross-reference; amending s. 679.1021, F.S.; redefining the term "lien creditor"; amending s. 701.02, F.S.; providing that chapters 670-680 of the Uniform Commercial Code govern the attachment and perfection of a security interest in a mortgage upon real property and in a promissory note or other right to payment or performance secured by that mortgage; providing that the assignment of such a mortgage need not be recorded under s. 701.02, F.S., in order for a security interest in the mortgage to attach or be perfected under the Uniform Commercial Code; providing that a creditor or subsequent purchaser of real property or of any interest therein may rely on a full or partial release, discharge, consent, joinder, subordination, satisfaction, or assignment of a mortgage upon the property which was made by the mortgagee of record, without regard to the filing of certain Uniform Commercial Code financing statements; providing that the filing of such a financing statement does not constitute notice for the purposes of s. 701.02, F.S.; defining the term "mortgage of record"; providing effective dates.

By the Committee on Health Care; and Senator Rich—

**CS for SB 428**—A bill to be entitled An act relating to developmental disabilities; amending s. 409.912, F.S.; requiring the Agency for Health

Care Administration to develop a model waiver program to serve children with specified disorders; requiring the agency to seek federal waiver approval and implement the approved waiver subject to availability of funds and certain limitations; authorizing rules; providing an effective date.

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By the Committee on Governmental Oversight and Productivity; and Senators Wise, Fasano, Haridopolos and Rich—

**CS for SB 434**—A bill to be entitled An act relating to individuals with disabilities; amending s. 413.08, F.S.; providing definitions; providing that an individual with a disability has full and equal access to and enjoyment of public accommodations and state and local facilities, programs, services, and activities; providing that an individual with a disability may be accompanied by a service animal in places of public accommodation and in state and local facilities; directing that documentation that a service animal is trained may not be a precondition for providing service to an individual accompanied by a service animal; requiring that a service animal be given access to all areas of a government facility or public accommodation that the public or customers are normally permitted to occupy; prohibiting segregating an individual with a service animal from other customers or the public; prohibiting a public accommodation from imposing a deposit or surcharge on an individual with a disability as a precondition to permitting a service animal to accompany the individual; providing that an individual with a disability may be liable for damage caused by a service animal; providing that the animal's owner is responsible for the care and supervision of a service animal; providing that the public accommodation or government entity is not required to provide care or food or a special location for a service animal; providing that a public accommodation or government entity may exclude or remove any animal from the premises if the animal's behavior poses a direct threat to the health and safety of others; increasing certain penalties for violations of the act; providing that the trainer of a service animal has the same rights and privileges as a person with a disability while training the service animal; amending s. 413.081, F.S.; conforming provisions to changes made by the act; providing an effective date.

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By the Committee on Criminal Justice; and Senators Peaden, Argenziano, Clary, Wise, Lawson, Crist, Baker, Bennett, Posey, Villalobos, Garcia, Fasano, Webster, Lynn, Haridopolos, King, Dockery, Diaz de la Portilla, Bullard, Campbell, Jones, Sebesta, Pruitt, Constantine, Smith, Alexander, Saunders, Aronberg and Klein—

**CS for SB 436**—A bill to be entitled An act relating to the protection of persons and property; creating s. 776.013, F.S.; authorizing a person to use force, including deadly force, against an intruder or attacker in a dwelling, residence, or vehicle under specified circumstances; creating a presumption that a reasonable fear of death or bodily injury exists under certain circumstances; creating a presumption that a person acts with the intent to use force or violence under specified circumstances; providing definitions; amending ss. 776.012 and 776.031, F.S.; providing that a person is justified in using deadly force under certain circumstances; declaring that a person has no duty to retreat and has the right to stand his or her ground and meet force with force if the person is in a place where he or she has a right to be and the force is necessary to prevent death, great bodily harm, or the commission of a forcible felony; creating s. 776.032, F.S.; providing immunity from criminal prosecution or civil action for using deadly force; defining the term "criminal prosecution"; authorizing a law enforcement agency to investigate the use of deadly force but prohibiting the agency from arresting the person unless the agency determines that there is probable cause that the force the person used was unlawful; providing for the award of attorney's fees, court costs, compensation for loss of income, and other expenses to a defendant in a civil suit who was immune from prosecution under this section; providing an effective date.

By the Committees on Judiciary; Criminal Justice; and Senators Peaden, Argenziano, Clary, Wise, Lawson, Crist, Baker, Bennett, Posey, Villalobos, Garcia, Fasano, Webster, Lynn, Haridopolos, King, Dockery, Diaz de la Portilla, Bullard, Campbell, Jones, Sebesta, Pruitt, Constantine, Smith, Alexander, Saunders, Aronberg and Klein—

**CS for CS for SB 436**—A bill to be entitled An act relating to the protection of persons and property; creating s. 776.013, F.S.; authorizing a person to use force, including deadly force, against an intruder or attacker in a dwelling, residence, or vehicle under specified circumstances; creating a presumption that a reasonable fear of death or great bodily harm exists under certain circumstances; creating a presumption that a person acts with the intent to use force or violence under specified circumstances; providing definitions; amending ss. 776.012 and 776.031, F.S.; providing that a person is justified in using deadly force under certain circumstances; declaring that a person has no duty to retreat and has the right to stand his or her ground and meet force with force if the person is in a place where he or she has a right to be and the force is necessary to prevent death, great bodily harm, or the commission of a forcible felony; creating s. 776.032, F.S.; providing immunity from criminal prosecution or civil action for using deadly force; defining the term "criminal prosecution"; authorizing a law enforcement agency to investigate the use of deadly force but prohibiting the agency from arresting the person unless the agency determines that there is probable cause that the force the person used was unlawful; providing for the award of attorney's fees, court costs, compensation for loss of income, and other expenses to a defendant in a civil suit who was immune from prosecution under this section; providing an effective date.

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By the Committee on Community Affairs; and Senator Bennett—

**CS for SB 442**—A bill to be entitled An act relating to building safety; amending s. 215.559, F.S.; requiring that a specified percentage of the funds appropriated under the Hurricane Loss Mitigation Program be used for education concerning the Florida Building Code and for the operation of the disaster contractors network; requiring the Department of Community Affairs to contract with a nonprofit tax-exempt entity for training, development, and coordination; amending s. 489.537, F.S.; providing that certain alarm system contractors and electrical contractors may not be required by a municipality or county to obtain additional certification or meet additional licensure requirements; amending s. 553.37, F.S.; providing requirements for exit alarms; providing for the approval, delivery, and installation of lawn storage buildings and storage sheds; amending s. 553.73, F.S.; specifying certain codes from the International Code Congress and the International Code Council as foundation codes for the updated Florida Building Code; providing requirements for amendments to the foundation codes; providing for the incorporation of certain statements, decisions, and amendments into the Florida Building Code; providing a timeframe for rule updates to the Florida Building Code to become effective; adding a requirement for technical amendments to the Florida Building Code; providing requirements for the Florida Building Commission in reviewing code amendments; providing an exception; incorporating by reference certain standards for unvented conditioned attic assemblies; amending s. 553.74, F.S.; revising the appointment of members to the Florida Building Commission; amending s. 553.77, F.S.; revising duties of the Florida Building Commission; authorizing local building departments or other entities to approve changes to an approved building plan; prohibiting a commission member from voting or taking action on matters of a personal or financial interest to the member; deleting requirements that the commission hear certain appeals and issue declaratory statements; creating s. 553.775, F.S.; providing legislative intent with respect to the interpretation of the Florida Building Code; providing for the commission to resolve disputes regarding interpretations of the code; requiring the commission to review decisions of local building officials and local enforcement agencies; providing for publication of an interpretation on the Building Code Information System and in the Florida Administrative Weekly; authorizing the commission to adopt a fee; amending s. 553.79, F.S.; exempting truss-placement plans from certain requirements; amending s. 553.791, F.S.; clarifying a definition; expanding authorization to use private providers to provide building code inspection services; including fee owner contractors within such authorization; revising notice requirements for using private providers; revising procedures for issuing permits; providing requirements for representatives of private providers; providing for waiver of certain inspection records requirements under certain circumstances; requiring that issuance of stop-work

orders be pursuant to law; providing for establishment of a registration system for private providers and authorized representatives of private providers for licensure compliance purposes; preserving authority to issue emergency stop-work orders; revising insurance requirements for private providers; specifying conditions for proceeding with building work; amending s. 553.80, F.S.; authorizing local governments to impose certain fees for code enforcement; providing requirements and limitations; conforming a cross-reference; requiring the commission to expedite adoption and implementation of the existing state building code as part of the Florida Building Code pursuant to limited procedures; exempting certain buildings of the Department of Agriculture and Consumer Services from local permitting requirements, review, or fees; amending s. 120.80, F.S.; authorizing the Florida Building Commission to conduct proceedings to review decisions of local officials; amending s. 553.841, F.S.; revising provisions governing the Building Code Training Program; creating the Building Code Education and Outreach Council to coordinate, develop, and ensure enforcement of the Florida Building Code; providing for membership, terms of office, and meetings; providing duties of the council; requiring Building A Safer Florida, Inc., to provide administrative support for the council; requiring the council to develop a core curriculum and equivalency test for specified licensees; providing for the use of funds by the council; repealing s. 553.8413, F.S., relating to the Education Technical Advisory Committee; amending s. 553.842, F.S.; providing for products to be approved for statewide use; deleting an obsolete date; deleting a provision requiring the commission to adopt certain criteria for local program verification and validation by rule; providing for validation of certain products by inspection of the certification mark or listing; adding an evaluation entity to the list of entities specifically approved by the commission; deleting a requirement that the commission establish a schedule for adopting rules relating to product approvals under certain circumstances; creating s. 633.026, F.S.; requiring that the State Fire Marshal establish by rule a process for rendering nonbinding interpretations of the Florida Fire Prevention Code; authorizing the State Fire Marshal to enter into contracts and refer interpretations to a nonprofit organization; providing for the interpretations to be advisory; providing for funding the program from the Insurance Regulatory Trust Fund; providing requirements for local product approval of products or systems of construction; specifying methods for demonstrating compliance with the structural windload requirements of the Florida Building Code; providing for certification to be issued by a professional engineer or registered architect; providing for audits under a quality assurance program and other types of certification; providing that changes to the Florida Building Code do not void the approval of previously installed products; providing an effective date.

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By the Committee on Health Care; and Senator Saunders—

**CS for SB 474**—A bill to be entitled An act relating to nurse registries; amending s. 400.506, F.S.; revising requirements for home visits by registered nurses; deleting a mandatory requirement for monthly visits; requiring that the patient be notified of the availability of optional visits; providing an effective date.

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By the Committee on Health Care; and Senator Clary—

**CS for SB 478**—A bill to be entitled An act relating to podiatric medicine; amending s. 461.014, F.S.; requiring a hospital having a podiatric residency program to annually provide the Board of Podiatric Medicine with certain information; revising the time period during which a podiatric physician may continue as an unlicensed resident in a residency program; permitting a resident podiatric physician to prescribe certain medications under certain circumstances; providing that a podiatric resident who is registered under the act is subject to specified disciplinary procedures; providing a penalty; requiring the board to adopt rules to administer this act; providing an effective date.

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By the Committee on Environmental Preservation; and Senator Alexander—

**CS for SB 502**—A bill to be entitled An act relating to the Lake Okeechobee Protection Program; amending s. 373.4595, F.S.; providing legislative findings and intent with respect to the implementation and

funding of the Lake Okeechobee Watershed Phosphorus Control Program and the Lake Okeechobee Protection Plan; revising a definition; requiring that the Department of Agriculture and Consumer Services, the Department of Environmental Protection, and the South Florida Water Management District be jointly responsible for implementing the Lake Okeechobee Protection Plan; requiring that annual funding priorities be jointly established; providing criteria for funding priorities; deleting obsolete provisions; providing an effective date.

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By the Committee on Judiciary; and Senators Fasano and Posey—

**CS for SB 510**—A bill to be entitled An act relating to temporary custody of a child by an extended family member or putative father; amending s. 751.011, F.S.; defining the term “extended family member”; amending s. 751.02, F.S.; authorizing an extended family member to bring a proceeding in court to determine the temporary custody of a child; amending s. 751.03, F.S.; specifying the information that must be included in a petition for temporary custody by an extended family member or putative father; providing that only an extended family member or putative father may file a petition for temporary custody under ch. 751, F.S.; amending s. 751.05, F.S.; providing that either or both of the child’s parents may petition the court to modify the order granting temporary custody under certain circumstances; providing an effective date.

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By the Committee on Communications and Public Utilities; and Senator Klein—

**CS for SB 526**—A bill to be entitled An act relating to electric utility transmission; creating the Electric Utility Task Force; providing duties and membership of the task force; requiring that the task force submit a report to the Governor and the Legislature; providing that the task force be dissolved on a specified date; providing an appropriation; providing an effective date.

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By the Committee on Criminal Justice; and Senator Smith—

**CS for SB 540**—A bill to be entitled An act relating to the Parole Commission; amending s. 947.06, F.S.; requiring that the victim of a crime or the victim’s next of kin be given a copy of the parole examiner’s recommendation upon request; amending s. 947.071, F.S.; providing for the indexing of additional final orders; amending s. 947.13, F.S.; clarifying the powers and duties of the Parole Commission; amending s. 947.1405, F.S.; clarifying provisions of the Conditional Release Program Act; clarifying conditional release eligibility; providing that probation or community control follows the term of conditional release supervision; clarifying that the Parole Commission may consider all relevant information when setting special conditions of conditional release supervision; clarifying that the Parole Commission may amend the conditions of conditional release supervision; establishing additional special conditions of conditional release supervision pertaining to sex offenders; amending s. 947.141, F.S.; clarifying revocation proceedings with respect to offenders under conditional release, control release, conditional medical release, or addiction-recovery supervision; providing for the execution of a warrant; providing for the detention of a releasee pending a revocation hearing; providing for release on recognizance; providing for arrest without a warrant; providing for tolling of supervision; providing for the issuance and enforcement of subpoenas in revocation hearings; providing that the strict rules of evidence are not applicable to revocation hearings; providing for rulemaking; amending s. 947.16, F.S.; requiring that an inmate convicted of kidnapping whose parole release order has been vacated by the court be reinterviewed at 5-year intervals following the vacated release order; amending s. 947.174, F.S.; requiring that an inmate convicted of kidnapping whose presumptive parole release date is more than 5 years after the initial interview be reinterviewed thereafter at 5-year intervals; amending s. 947.1745, F.S.; permitting an inmate convicted of kidnapping to be scheduled for an effective parole release date interview at 5-year intervals; amending s. 947.22, F.S., relating to parolees; removing provisions relating to bail; providing conforming provisions; amending s. 947.23, F.S.; providing that the strict rules of evidence are not applicable to parole revocation hearings; providing an effective date.

By the Committee on Education; and Senators Smith and Bullard—

**CS for SB 542**—A bill to be entitled An act relating to community college student fees; amending s. 1009.23, F.S.; authorizing each community college board of trustees to establish a transportation user fee; limiting such fee to the cost of the service provided; allowing fines to exceed the cost of services provided and to apply to persons other than those receiving specified services; providing an effective date.

By the Committee on Commerce and Consumer Services; and Senator Margolis—

**CS for SB 552**—A bill to be entitled An act relating to game promotion in connection with sale of consumer products or services; amending s. 849.094, F.S.; providing that the operator of a game promotion in which the total announced value of the prizes offered is greater than \$5,000 need include only the material terms of the rules and regulations of the game in all advertising copy used in connection therewith if the advertising copy contains information for obtaining the full rules and regulations of the game; providing an effective date.

By the Committee on Health Care; and Senators Constantine and Campbell—

**CS for SB 626**—A bill to be entitled An act relating to environmental health; creating s. 381.0069, F.S.; providing for the regulation of portable restroom contracting; providing definitions; requiring a portable restroom contractor to apply for registration with the Department of Health; providing requirements for registration, including an examination; providing for administration; providing rulemaking authority; providing for renewal of registration, including continuing education; providing for authorization of business entities providing portable restroom contracting services under a fictitious name; providing grounds for suspension or revocation of registration or authorization; providing fees; providing penalties and prohibitions; amending s. 381.0061, F.S.; authorizing imposition of an administrative fine for violating portable restroom contracting requirements; amending s. 381.0065, F.S.; specifying the department's powers and duties with respect to regulating portable restroom facilities and the individuals or businesses that provide and service such facilities; authorizing the department to enter the business premises of any portable restroom contractor to determine compliance and for the purpose of enforcement; authorizing issuance of a citation for a violation of portable restroom contracting requirements which may contain an order of correction or a fine; providing an effective date.

By the Committee on Community Affairs; and Senator Margolis—

**CS for SB 756**—A bill to be entitled An act relating to the exercise of eminent domain by municipalities; authorizing specified municipalities to exercise the power of eminent domain for public school purposes; providing for future expiration; providing an effective date.

By the Committee on Environmental Preservation; and Senator Dockery—

**CS for SB 774**—A bill to be entitled An act relating to greenways and trails; requesting the Division of Statutory Revision to retitle ch. 260, F.S., as "Florida Greenways and Trails"; amending s. 260.011, F.S.; clarifying the short title; amending s. 260.012, F.S.; revising legislative intent with respect to the development and completion of the Florida National Scenic Trail; transferring, renumbering, and amending s. 260.013, F.S.; revising definitions; amending s. 260.0141, F.S.; deleting provisions authorizing certain acquisitions; amending s. 260.0142, F.S.; revising the powers and duties of the Florida Greenways and Trails Council; extending the terms of certain appointees; providing for reappointment of appointees; amending eligibility requirements for appointees of the trail-user community to include users of off-road highway vehicles; amending s. 260.015, F.S.; requiring the appraisal of certain property by the department; amending s. 260.016, F.S.; revising the general powers of the Department of Environmental Protection relating to greenways and trails; creating s. 260.20, F.S.; creating and specifying

segments of the Florida Circumnavigation Saltwater Paddling Trail; requiring the Department of Environmental Protection to name and locate segments and provide a report; authorizing the department to relocate segments and perform certain trail-management and publication functions; authorizing the Florida Greenways and Trails Council to advise the department regarding the trail; amending s. 373.199, F.S.; requiring the water management districts to include information about the Florida National Scenic Trail in the 5-year work plans; amending s. 380.507, F.S.; revising provisions relating to the acquisition or disposition of certain property under the Florida Communities Trust Program; providing an effective date.

By the Committee on Agriculture; and Senators Smith and Haridopolos—

**CS for SB 832**—A bill to be entitled An act relating to the assessment of obsolete agricultural equipment for purposes of ad valorem taxation; providing for obsolete agricultural equipment to be assessed at its value as salvage; defining the term "agricultural equipment"; providing a procedure for a taxpayer to claim the right of assessment under this section; authorizing the property appraiser to require information establishing a taxpayer's right to the classification; providing an effective date.

By the Committee on Children and Families; and Senator Wise—

**CS for SB 884**—A bill to be entitled An act relating to caregivers for disabled or elderly adults; providing legislative intent to foster caregiving as a nonlicensed paraprofessional activity and to promote the caregivers' use of best practices; creating the Florida Caregiver Institute, Inc., an independent nonprofit corporation housed in the Florida Policy Exchange Center on Aging at the University of South Florida; providing purposes, duties, and powers of the corporation; providing for a board of directors; providing for membership, terms of office, meetings, and powers and duties of and restrictions on the board; requiring reports to the Governor and the Legislature; providing duties of the Florida Policy Exchange Center on Aging and other public agencies; providing for the Office of Program Policy Analysis and Government Accountability to conduct a review of the corporation by a specified date and to report to the Governor and the Legislature; providing an effective date.

By the Committee on Criminal Justice; and Senator Wise—

**CS for SB 886**—A bill to be entitled An act relating to prison industries; creating the Prison Industries Task Force within the Office of Legislative Service; requiring the task force to determine how well the prison industries program has fulfilled its statutory mission and purpose; providing for the appointment of members to the task force; requiring the task force to hold a minimum number of public meetings; providing that the meetings and records of the task force are subject to public-meetings requirements and the public-records law; providing for members of the task force to be reimbursed for per diem and travel expenses; requiring the Legislative Committee on Intergovernmental Relations to provide staff support for the task force; specifying the duties of the task force with respect to taking testimony; requiring the task force to submit a report to the Governor and the Legislature; abolishing the task force on a future date; amending s. 946.505, F.S.; clarifying the state's reversionary interest in the facilities, property, and assets of the corporation operating a correctional work program; providing an effective date.

By the Committee on Rules and Calendar; and Senator Pruitt—

**CS for SB 1336**—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 28.246, 28.35, 28.36, 29.21, 34.191, 39.701, 63.087, 63.102, 70.20, 101.161, 112.08, 112.63, 120.536, 211.06, 215.20, 215.555, 216.023, 220.1895, 280.16, 287.042, 287.17, 288.1224, 288.12265, 288.905, 290.00689, 290.015, 311.125, 322.135, 327.395, 339.55, 339.64, 364.604, 373.145, 373.1963, 373.4592, 376.71, 376.80, 378.034, 378.035, 381.0046, 381.0065, 381.103, 381.734, 393.0655, 393.068, 394.499, 394.82, 394.9083, 395.4001, 395.404, 397.416, 397.97, 400.1755, 400.179, 403.4154, 409.2563, 409.907, 409.9071, 409.908, 409.91188, 409.912, 420.504, 430.205, 440.05, 440.491, 440.591,

443.191, 445.003, 445.009, 455.2177, 455.32, 475.615, 489.146, 497.103, 497.140, 497.150, 497.152, 497.153, 497.160, 497.166, 497.167, 497.260, 497.369, 497.453, 497.458, 497.466, 497.550, 497.551, 497.603, 497.604, 497.608, 550.0251, 553.791, 553.8413, 556.112, 558.002, 558.004, 560.408, 570.71, 581.131, 620.9901, 624.426, 626.641, 627.6699, 627.736, 628.909, 633.0215, 636.240, 641.51, 648.50, 650.05, 655.948, 658.60, 663.02, 663.318, 668.602, 717.1400, 720.303, 720.402, 720.405, 744.3678, 744.7021, 782.081, 784.046, 895.02, 921.0022, 932.706, 943.125, 944.026, 944.1905, 944.803, 948.09, 948.30, 957.07, 958.045, 985.404, 1009.765, and 1012.796, F.S.; reenacting ss. 110.161, 288.063, 381.0072, 430.04, 446.051, 450.081, 489.531, 626.112, 718.112, and 721.075, F.S.; and repealing ss. 30.17, 202.205, 288.971, 295.184, 373.1995, 394.498, 570.235, and 627.6685, F.S.; pursuant to s. 11.242, F.S.; deleting provisions that have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; improving the clarity of the statutes and facilitating their correct interpretation; and confirming the restoration of provisions unintentionally omitted from republication in the acts of the Legislature during the amendatory process.

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By the Committee on General Government Appropriations; and Senator Clary—

**CS for SB 1396**—A bill to be entitled An act relating to trust funds; terminating the Florida Preservation 2000 Trust Fund and the Federal Law Enforcement Trust Fund within the Fish and Wildlife Conservation Commission; providing for the disposition of balances in and revenues of the trust funds; prescribing procedures for the termination of the trust funds; providing an effective date.

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By the Committee on Health and Human Services Appropriations; and Senator Saunders—

**CS for SB 1406**—A bill to be entitled An act relating to trust funds; creating s. 20.1971, F.S.; creating the Federal Grants Trust Fund within the Agency for Persons with Disabilities; providing sources of funds and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

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By the Committee on Health and Human Services Appropriations; and Senator Saunders—

**CS for SB 1408**—A bill to be entitled An act relating to trust funds; creating s. 20.1971, F.S.; creating the Operations and Maintenance Trust Fund within the Agency for Persons with Disabilities; providing sources of funds and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

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By the Committee on Health and Human Services Appropriations; and Senator Saunders—

**CS for SB 1410**—A bill to be entitled An act relating to trust funds; creating s. 20.1971, F.S.; creating the Social Services Block Grant Trust Fund within the Agency for Persons with Disabilities; providing sources of funds and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

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By the Committee on Health and Human Services Appropriations; and Senator Saunders—

**CS for SB 1412**—A bill to be entitled An act relating to trust funds; creating s. 20.1971, F.S.; creating the Tobacco Settlement Trust Fund within the Agency for Persons with Disabilities; providing sources of

funds and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

## REPORTS OF COMMITTEES

The Committee on Governmental Oversight and Productivity recommends the following pass: SB 822 with 2 amendments

The Committee on Health Care recommends the following pass: SB 266

The Committee on Judiciary recommends the following pass: SB 660 with 2 amendments

The Committee on Transportation recommends the following pass: SB 52 with 1 amendment, SB 468, SB 864 with 1 amendment

**The bills contained in the foregoing reports were referred to the Committee on Banking and Insurance under the original reference.**

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The Committee on Criminal Justice recommends the following pass: SB 96

The Committee on Education recommends the following pass: SB 752, SB 768 with 1 amendment

The Committee on Judiciary recommends the following pass: SB 348, SB 512

**The bills contained in the foregoing reports were referred to the Committee on Children and Families under the original reference.**

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The Committee on Children and Families recommends the following pass: SB 352 with 1 amendment

The Committee on Community Affairs recommends the following pass: SB 202, SB 334

The Committee on Transportation recommends the following pass: SB 276 with 3 amendments

**The bills contained in the foregoing reports were referred to the Committee on Commerce and Consumer Services under the original reference.**

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The Committee on Banking and Insurance recommends the following pass: SB 450 with 1 amendment

The Committee on Children and Families recommends the following pass: SB 208, SB 354 with 2 amendments

The Committee on Commerce and Consumer Services recommends the following pass: SB 72, SB 74 with 1 amendment

The Committee on Criminal Justice recommends the following pass: SB 328 with 2 amendments

The Committee on Domestic Security recommends the following pass: SB 200 with 1 amendment

The Committee on Environmental Preservation recommends the following pass: SB 908 with 1 amendment

The Committee on Governmental Oversight and Productivity recommends the following pass: SB 966

The Committee on Regulated Industries recommends the following pass: SB 110

The Special Master on Claims recommends the following pass: SB 24

The Committee on Transportation recommends the following pass: SB 642

**The bills contained in the foregoing reports were referred to the Committee on Community Affairs under the original reference.**

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The Committee on Banking and Insurance recommends the following pass: SB 52, SB 108 with 1 amendment

The Committee on Commerce and Consumer Services recommends the following pass: SB 276

The Committee on Education recommends the following pass: SB 1250 with 2 amendments

The Committee on Health Care recommends the following pass: SB 230

The Committee on Judiciary recommends the following pass: SB 312 with 2 amendments

The Special Master on Claims recommends the following pass: SB 34

The Committee on Transportation recommends the following pass: SB 830

**The bills contained in the foregoing reports were referred to the Committee on Criminal Justice under the original reference.**

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The Committee on Community Affairs recommends the following pass: SB 976 with 1 amendment

**The bill was referred to the Committee on Domestic Security under the original reference.**

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The Committee on Criminal Justice recommends the following pass: SB 168 with 1 amendment

The Committee on Health Care recommends the following pass: SB 720

The Special Master on Claims recommends the following pass: SB 22 with 1 amendment, SB 44 with 1 amendment

**The bills contained in the foregoing reports were referred to the Committee on Education under the original reference.**

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The Committee on Education recommends the following pass: SB 222, SB 226, SB 670 with 1 amendment

**The bills were referred to the Committee on Education Appropriations under the original reference.**

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The Committee on Agriculture recommends the following pass: SB 242, SB 244

The Committee on Community Affairs recommends the following pass: SB 674 with 1 amendment

The Committee on Transportation recommends the following pass: SB 718

**The bills contained in the foregoing reports were referred to the Committee on Environmental Preservation under the original reference.**

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The Committee on Children and Families recommends the following pass: SB 166 with 1 amendment

**The bill was referred to the Committee on General Government Appropriations under the original reference.**

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The Committee on Agriculture recommends the following pass: SB 448, SB 556, SB 696, SB 700

The Committee on Community Affairs recommends the following pass: SB 470, SB 550, SB 554 with 1 amendment, SB 878

The Committee on Education recommends the following pass: SB 606

The Committee on Environmental Preservation recommends the following pass: SB 242, SB 244

The Committee on Governmental Oversight and Productivity recommends the following pass: SB 630 with 2 amendments

The Committee on Regulated Industries recommends the following pass: SB 342 with 1 amendment

**The bills contained in the foregoing reports were referred to the Committee on Government Efficiency Appropriations under the original reference.**

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The Committee on Agriculture recommends the following pass: SB 516 with 1 amendment, SB 574

The Committee on Communications and Public Utilities recommends the following pass: SB 680 with 1 amendment

The Committee on Community Affairs recommends the following pass: SB 252, SB 434, SB 740 with 1 amendment

The Committee on Criminal Justice recommends the following pass: SB 58, SB 308

The Committee on Domestic Security recommends the following pass: SB 288

The Committee on Education recommends the following pass: SB 90, SB 688 with 1 amendment, SB 784, SB 896, SB 1162

The Committee on Environmental Preservation recommends the following pass: SB 786

The Committee on Government Efficiency Appropriations recommends the following pass: SB 300

The Committee on Judiciary recommends the following pass: SB 298 with 1 amendment, SB 726

**The bills contained in the foregoing reports were referred to the Committee on Governmental Oversight and Productivity under the original reference.**

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The Committee on Children and Families recommends the following pass: SB 124

The Committee on Government Efficiency Appropriations recommends the following pass: SB 470 with 1 amendment

The Committee on Health Care recommends the following pass: SB 100 with 1 amendment, SB 356, SB 546

**The bills contained in the foregoing reports were referred to the Committee on Health and Human Services Appropriations under the original reference.**

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The Committee on Children and Families recommends the following pass: SB 356, SB 428 with 1 amendment

The Committee on Education recommends the following pass: SB 1082

The Committee on Environmental Preservation recommends the following pass: SB 668 with 1 amendment

The Special Master on Claims recommends the following pass: SB 18 with 1 amendment, SB 20 with 4 amendments, SB 26, SB 32 with 2 amendments, SB 40

**The bills contained in the foregoing reports were referred to the Committee on Health Care under the original reference.**

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The Committee on Children and Families recommends the following pass: SB 466 with 1 amendment, SB 498, SB 974

The Committee on Commerce and Consumer Services recommends the following pass: SB 284 with 2 amendments

The Committee on Criminal Justice recommends the following pass: SB 116, SB 162

The Committee on Ethics and Elections recommends the following pass: SB 506 with 2 amendments

The Committee on Health Care recommends the following pass: SB 544

The Committee on Transportation recommends the following pass: SB 492 with 1 amendment

**The bills contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.**

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The Committee on Governmental Oversight and Productivity recommends the following pass: CS for SB 190 with 3 amendments

**The bill was referred to the Committee on Justice Appropriations under the original reference.**

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The Committee on Community Affairs recommends the following pass: SB 1072

**The bill was referred to the Committee on Regulated Industries under the original reference.**

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The Committee on Commerce and Consumer Services recommends the following pass: SB 472

The Committee on Government Efficiency Appropriations recommends the following pass: SB 342

The Committee on Governmental Oversight and Productivity recommends the following pass: SB 288 with 2 amendments, SB 726

**The bills contained in the foregoing reports were referred to the Committee on Rules and Calendar under the original reference.**

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The Special Master on Claims recommends the following pass: SB 30

**The bill was referred to the Committee on Transportation under the original reference.**

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The Committee on Commerce and Consumer Services recommends the following pass: SB 114

The Committee on Community Affairs recommends the following pass: SB 72, SB 74, SB 724

**The bills contained in the foregoing reports were referred to the Committee on Transportation and Economic Development Appropriations under the original reference.**

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The Committee on Governmental Oversight and Productivity recommends the following pass: SB 252

**The bill was referred to the Committee on Ways and Means under the original reference.**

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The Committee on Agriculture recommends the following pass: SB 292

The Committee on Banking and Insurance recommends the following pass: CS for SB 64, SB 238

The Committee on Community Affairs recommends the following pass: CS for SB 232

The Committee on Education recommends the following pass: CS for SB 246

The Committee on Ethics and Elections recommends the following pass: SB 268 with 1 amendment

The Committee on General Government Appropriations recommends the following pass: SB 166, SB 1376, SB 1378, SB 1380, SB 1382, SB 1384, SB 1386, SB 1388, SB 1390, SB 1392, SB 1394, SB 1398, SB 1400, SB 1402

The Committee on Government Efficiency Appropriations recommends the following pass: CS for SB 62 with 2 amendments

The Committee on Governmental Oversight and Productivity recommends the following pass: SB 90, SB 106 with 1 amendment, SB 300, SB 516, SB 574

The Committee on Health and Human Services Appropriations recommends the following pass: SB 1404

The Committee on Judiciary recommends the following pass: SB 116

The Committee on Regulated Industries recommends the following pass: SB 310

The Committee on Rules and Calendar recommends the following pass: SB 1334, SB 1338, SB 1340

**The bills contained in the foregoing reports were placed on the calendar.**

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The Committee on Education recommends the following not pass: SB 568

**The bill was laid on the table.**

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The Committee on Environmental Preservation recommends a committee substitute for the following: SB 502

**The bill with committee substitute attached was referred to the Committee on Agriculture under the original reference.**

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The Committee on Judiciary recommends a committee substitute for the following: SB 64

**The bill with committee substitute attached was referred to the Committee on Banking and Insurance under the original reference.**

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The Committee on Judiciary recommends a committee substitute for the following: SB 510

**The bill with committee substitute attached was referred to the Committee on Children and Families under the original reference.**

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The Committee on Government Efficiency Appropriations recommends a committee substitute for the following: SB 56

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 434

**The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Commerce and Consumer Services under the original reference.**

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The Committee on Domestic Security recommends a committee substitute for the following: SB 232

**The bill with committee substitute attached was referred to the Committee on Community Affairs under the original reference.**

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The Committee on Communications and Public Utilities recommends a committee substitute for the following: SB 526

The Committee on Health Care recommends a committee substitute for the following: SB 240

**The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Domestic Security under the original reference.**

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The Committee on Children and Families recommends a committee substitute for the following: SB 246

The Committee on Community Affairs recommends a committee substitute for the following: SB 756

**The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Education under the original reference.**

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The Committee on Education recommends committee substitutes for the following: SB 126, SB 542

**The bills with committee substitutes attached were referred to the Committee on Education Appropriations under the original reference.**

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The Committee on Agriculture recommends a committee substitute for the following: SB 832

The Committee on Commerce and Consumer Services recommends a committee substitute for the following: SB 202

The Committee on Community Affairs recommends a committee substitute for the following: SB 62

The Committee on Health Care recommends a committee substitute for the following: SB 626

**The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Government Efficiency Appropriations under the original reference.**

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The Committee on Banking and Insurance recommends a committee substitute for the following: SB 304

The Committee on Children and Families recommends a committee substitute for the following: SB 210

The Committee on Commerce and Consumer Services recommends a committee substitute for the following: SB 334

The Committee on Criminal Justice recommends a committee substitute for the following: SB 886

The Committee on Judiciary recommends a committee substitute for the following: SB 190

**The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Governmental Oversight and Productivity under the original reference.**

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The Committee on Commerce and Consumer Services recommends a committee substitute for the following: SB 352

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: CS for SB 210

The Committee on Health Care recommends a committee substitute for the following: SB 428

**The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Health and Human Services Appropriations under the original reference.**

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The Committee on Children and Families recommends a committee substitute for the following: SB 884

**The bill with committee substitute attached was referred to the Committee on Health Care under the original reference.**

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The Committee on Children and Families recommends a committee substitute for the following: SB 184

The Committee on Commerce and Consumer Services recommends a committee substitute for the following: SB 552

The Committee on Criminal Justice recommends a committee substitute for the following: SB 436

The Committee on Health Care recommends a committee substitute for the following: SB 186

The Committee on Regulated Industries recommends a committee substitute for the following: SB 134

**The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.**

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The Committee on Criminal Justice recommends a committee substitute for the following: SB 540

The Committee on Judiciary recommends a committee substitute for the following: SB 370

**The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Justice Appropriations under the original reference.**

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The Committee on Community Affairs recommends a committee substitute for the following: SB 442

**The bill with committee substitute attached was referred to the Committee on Regulated Industries under the original reference.**

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The Committee on Environmental Preservation recommends a committee substitute for the following: SB 774

**The bill with committee substitute attached was referred to the Committee on Transportation under the original reference.**

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The Committee on Community Affairs recommends a committee substitute for the following: SB 200

The Committee on Criminal Justice recommends a committee substitute for the following: SB 122



The Committee on General Government Appropriations recommends a committee substitute for the following: SB 1396

The Committee on Health and Human Services Appropriations recommends committee substitutes for the following: SB 1406, SB 1408, SB 1410, SB 1412

The Committee on Health Care recommends committee substitutes for the following: SB 474, SB 478

The Committee on Judiciary recommends committee substitutes for the following: SB 152, CS for SB 436

The Committee on Rules and Calendar recommends a committee substitute for the following: SB 1336

**The bills with committee substitutes attached contained in the foregoing reports were placed on the calendar.**

## JOINT SELECT COMMITTEE REPORTS

The Honorable Tom Lee,  
President of the Senate

February 7, 2005

The Honorable Allan G. Bense,  
Speaker, House of Representatives

Dear President Lee and Speaker Bense:

The Joint Select Committee on Collective Bargaining convened February 7, 2005, in Room 17 (Morris Hall) House Office Building, for the purpose of providing a public opportunity for all parties involved in unresolved collective bargaining disputes to present argument to the Florida Legislature, consistent with the provisions of Section 447.403, Florida Statutes, and the open meeting provisions of Article III, Section 4 of the State Constitution.

Upon conclusion of the presentations, we thanked the participating parties and announced that the Joint Select Committee on Collective Bargaining would take the disputed issues under advisement and that resolution would follow at a later date. Copies of presentation and other pertinent materials have been retained by staff and, for purposes of future public inquiry, are available through the House Governmental Operations Committee and the Senate Committee on Governmental Oversight and Productivity.

Respectfully submitted,

Senator Nancy Argenziano  
Co-Chair

Representative David J. Mealor  
Co-Chair

## MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

### VETOED BILLS 2004 REGULAR SESSION

The Honorable Glenda E. Hood  
Secretary of State

May 25, 2004

Dear Secretary Hood:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of and transmit to you with my objections, Senate Bill 220, enacted during the 36th Session of the Legislature of Florida and convened under the Constitution of 1968, during the Regular Session of 2002 and entitled:

An act relating to Official State Designations...

Senate Bill 220 would designate the merchant marine vessel the *SS American Victory* as the official state flagship of Florida. Launched in 1945, the *SS American Victory* was active during World War II, the Korean Conflict, and Vietnam. This 455-foot vessel currently rests in Tampa Bay, adjacent to the Florida Aquarium, where it will be the centerpiece of the American Victory Mariners Memorial and Museum Ship.

While I applaud the *SS American Victory* and her crew for their service to our country in times of both war and peace, I must reluctantly decline

to designate it as Florida's Official Flagship. Its history is broad and vast, but the ship's time in Florida spans only three years. To designate the *SS American Victory* as our state flagship would be to disregard the other great ships that have occupied our ports and served as symbols of freedom along our coasts for the last century.

At this time I would like to ask the Legislature to join with my office to develop a process for designating entities with our state seal. As there are direct and indirect economic benefits to be gained by a designation, scrutiny and deliberation will help ensure that we have analyzed and designated the most appropriate candidates. I would encourage *SS American Victory's* advocates to pursue a recommended official designation through this process, once established.

For the reasons provided above, I am hereby withholding my approval of Senate Bill 220, and do hereby veto the same.

Sincerely,  
Jeb Bush, Governor

The Honorable Glenda E. Hood  
Secretary of State

June 24, 2004

Dear Secretary Hood:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of Committee Substitute for Committee Substitute for Committee Substitute for Committee Substitute for Senate Bill 506, enacted during the 36th Session of the Legislature of Florida convened under the Constitution of 1968, during the Regular Session of 2004, and entitled:

An act relating to genetic counseling.

This bill provides for the licensing and regulation of genetic counselors. The bill establishes legislative intent, defines the practice of genetic counseling, creates the Board of Genetic Counselors, provides rulemaking authority, and establishes the basis for disciplinary action. The board is directed to set fees under a statutory cap.

The Sunrise Act, s. 11.62, F.S., states the Legislature's intent that no profession or occupation be subject to regulation unless the regulation is necessary to protect the public health, safety and welfare. This act further establishes specific criteria for evaluating proposals to regulate a new profession or occupation. I believe these standards have not been met in the following respects:

- The potential for substantial harm resulting from lack of regulation is vague and speculative;
- The current system of national certification constitutes an adequate alternative form of regulation;
- The cost effectiveness and economic impact of the regulation is not necessarily favorable to consumers, who may experience increases in insurance premiums if genetic counselors succeed in obtaining reimbursement from health plans.

For these reasons, I hereby veto, Committee Substitute for Committee Substitute for Committee Substitute for Committee Substitute for Senate Bill 506.

Sincerely,  
Jeb Bush, Governor

The Honorable Glenda E. Hood  
Secretary of State

June 23, 2004

Dear Secretary Hood:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of and transmit to you with my objections, Senate Bill 976, enacted during the 36th Session of the Legislature of Florida convened under the Constitution of 1968, during the Regular Session of 2004, and entitled:

An act relating to trust funds . . .

The Cultural Institutions Trust Fund is scheduled to terminate on November 4, 2004. This bill recreates this fund without modification. For

the past year, this trust fund has had neither a revenue source nor appropriations; and as there is no anticipated revenue or appropriation for fiscal year 2004-05, the fund is not necessary for operations. For fiscal year 2004-05, there has been appropriated \$6.1 million in general revenue funding for the arts. While I fully support the arts, the recreation of this trust fund serves no purpose.

For this reason, I am withholding my approval of Senate Bill 976, and do hereby veto the same.

Sincerely,  
Jeb Bush, Governor

The Honorable Glenda E. Hood  
Secretary of State

June 23, 2004

Dear Secretary Hood:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of and transmit to you with my objections, Committee Substitute for Senate Bill 1258, enacted during the 36th Session of the Legislature of Florida convened under the Constitution of 1968, during the Regular Session of 2004, and entitled:

An act relating to Workforce Development Education Programs . . .

In general, this bill modifies the allocation of workforce education funds when not specifically provided in the General Appropriations Act and requires the Department of Education to develop a funding process for school district workforce programs that is comparable to community college workforce programs. Additionally, this bill revises and updates terminology relating to workforce education.

All substantive changes in this bill are included in House Bill 769, which I have already signed into law. Unfortunately, Committee Substitute for Senate Bill 1258 revises workforce education terminology that conflicts with revisions to workforce education terminology included in House Bill 769. Consequently, allowing both Committee Substitute for Senate Bill 1258 and House Bill 769 to become law would create statutory inconsistencies.

For the technical reasons provided above, I am withholding my approval of Committee Substitute for Senate Bill 1258, and do hereby veto the same.

Sincerely,  
Jeb Bush, Governor

The Honorable Glenda E. Hood  
Secretary of State

July 8, 2004

Dear Secretary Hood:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of Committee Substitute for Committee Substitute for Senate Bill 1712, enacted during the 36th Session of the Legislature of Florida convened under the Constitution of 1968, during the Regular Session of 2004, and entitled:

An act relating to agricultural economic development . . .

Protecting and strengthening agriculture is important to Florida's economy, environment and quality of life. Public policy should pay attention to the private property rights of farmers to promote the success of agriculture. In several instances, however, farmers have raised concerns about their treatment before zoning policy-makers, feeling that counties ran roughshod over their interests by limiting land use and property rights. By ensuring the right to develop their lands at a level equivalent to surrounding properties, this bill would help farmers maximize the value of their land and thus allow them to borrow more money to stay in production.

While I applaud the bill's intent, I have four concerns with the bill that reluctantly lead me to withhold my support.

First, the legislation could actually prompt the premature conversion of agriculture lands to development. While the bill ensures the farmers are not denied the ability to "zone up" consistent with surrounding proper-

ties, it also creates a potential incentive structure for farmers to "cash out" in cases where land values rise rapidly.

Second, the bill's ambiguity and the vagueness of its definitions could significantly expand the potential scope and impact of the bill beyond its intent (particularly when considered in conjunction with the incentives for "cashing out" as discussed). The bill's definition of agriculture enclave is vague and could lead to a different interpretation in practice than that intended by the drafters. For instance, the ability to aggregate properties, the lack of an acreage limitation, and the emphasis on "approved" development may cause conversion of large tracts of land in many environmentally sensitive areas as well as undermine a county's ability to effectively plan and manage its future growth.

Third, because of the bill's ambiguity and potentially differing opinions regarding its impact and sweep, litigation is likely to result. This will lead to yet another potential unintended consequence: more lawyer and court involvement in land use decisions and delays in land use decisions. Land use policy should be determined by elected officials, not by the courts.

Finally, this bill violates a central tenet of my philosophy: that local decisions should be made at the local level. State oversight of growth management should be reserved for those issues of truly statewide concern, such as the protection of critical natural resources, ensuring adequate infrastructure, and preservation of our agricultural industry.

I believe that approving this bill would hinder, rather than encourage, further dialogue on statewide growth management issues. I recently signed into law Senate Bill 1214, the Wekiva Parkway and Protection Act, which essentially codifies a consensus among all local stakeholders, leaders and concerned citizens. Committee Substitute for Committee Substitute for Senate Bill 1712, on the other hand, addresses a single (albeit important) issue absent the context of other land use issues and further confuses rather than clarifies what ordinary citizens can expect their communities to look like in the future.

I remain sensitive to the concerns of farmers and local land owners. To that end, the concerns of the supporters of this bill for protection of property rights must be incorporated into future discussions on growth management issues. We must ensure that state oversight of land use decisions remains focused on state priorities, and carefully balances the importance of resource protection with rights of property owners to appropriately use and develop their properties. Additionally, Commissioner Bronson recently announced his intent to closely examine issues surrounding our agricultural industry, an effort which I believe is necessary and timely. I look forward to working with the Commissioner and his team on this endeavor.

For the reasons cited above, I hereby withhold my approval of Committee Substitute for Committee Substitute for Senate Bill 1712, and do veto the same.

Sincerely,  
Jeb Bush, Governor

The Honorable Glenda E. Hood  
Secretary of State

May 28, 2004

Dear Secretary Hood:

I hereby transmit to you, with my signature, Committee Substitute for Senate Bill 1762, entitled:

An act relating to trauma care-

Committee Substitute for Senate Bill 1762 addresses the organization and funding of trauma services by authorizing an optional sales surtax for counties with less than 800,000 residents, revising and updating the statutes related to the designation of trauma centers and the planning and operation of a trauma system, and by appropriating funds for an assessment of the trauma system as well as one-time payments to trauma centers.

The sponsors have initiated this step toward continuous state funding of trauma care based on their belief in the financial vulnerability of trauma centers. Clearly, the legislation is well intended, but the funding at this time is not justified. The bill properly calls for a study. This study must be completed before any commitment of additional state funds.

I cannot conclude immediate additional funding of the centers is necessary. While some trauma centers indeed face growing financial pressures, a review of the hospitals' financial reports reveals that all are

operating in the black. All 17 hospitals for which data is available reported surplus revenue in FY 2003, with total margins ranging from 0.3% to 21%. Four hospitals reported double-digit margins. As a group, the 17 hospitals posted net incomes in excess of \$401 million for FY 2003. These numbers may mask variations among hospitals and fluctuations over time, but the bill's allocation ignores such diversity and hands \$1 million to each center without regard to financial need. If need is the reason, how can this approach be the answer?

Other reasons are offered to fund trauma care, but these too require more careful study. The statutes in place prior to the amendments in Committee Substitute for Senate Bill 1762 indicated that hospitals are inadequately compensated for trauma services. This bill deletes that assertion, but the contention of an unsustainable burden due to uninsured and underinsured trauma patients persists. Uncompensated care is a serious issue for all hospitals, not just trauma centers.

Trauma centers already receive specific financial assistance. More than \$44 million has been awarded since 1998 through special Medicaid payments to hospitals with trauma centers and another \$11.6 million is slated for FY 2004-05. Additionally, all but two trauma centers qualify for higher Medicaid reimbursement rates compared to other hospitals, a privilege that is estimated to generate an extra \$191 million in revenues in the next fiscal year for the 21 hospitals targeted by this bill. Some may argue these funds are not enough, but we cannot blindly increase the already substantial state funding without more careful consideration.

Three areas demand particular attention as we continue to examine this issue. The bill acknowledges two and overlooks the other. The first issue relates to the distribution of trauma centers, the second addresses the local responsibility for trauma care, and the third relates to performance.

(1) The bill calls for an assessment which includes evaluation of the number and distribution of trauma centers. The funding allocation in the bill preempts the study of this question and equally funds each center. The results are illogical. For example, the three centers serving the 300,000 residents of Escambia County receive a total of \$3 million under the bill while the nearly one million residents of Orange County benefit from just one-third of that amount because only one trauma center is located in their area.

(2) Another basic issue is the responsibility of local governments to fund trauma care. The current situation is uneven with five counties providing local tax funds to hospitals that provide trauma care and the rest choosing not to do so. In other program areas, we use state funds as an incentive for local participation. While the bill calls for study of this important question, the one-time equal funding ignores the differences and gives money to all centers without regard to local commitment. This approach sends the wrong message to communities that may be unwilling to contribute in order to preserve services that benefit them the most.

I support the bill's provisions giving greater flexibility for counties to raise local funds for trauma centers. This targeted sales surtax can be initiated by county ordinance and is appropriately subject to voter approval. If the four eligible counties with trauma centers used this option, more than \$66 million would be raised for trauma centers.

(3) Outcome-based performance measurement is the other significant unanswered question. The trauma statutes create a comprehensive framework for an organized system of care and the underlying justification for this governmental superstructure is to save lives. The system has been in place for nearly 15 years, but no comparative analysis exists to demonstrate unequivocally that our system delivers results. Trauma centers save lives, but so do hospitals that are not designated trauma centers. What is the difference derived from adherence to our regulations? If state government is to initiate trauma-center unique payments, we must first know we are paying for performance.

Florida's spending must be more responsible and targeted to specific goals that can be monitored and measured. For these reasons, I hereby sign Committee Substitute for Senate Bill 1762 and veto the appropriation of \$20,700,000 for payments to trauma centers.

Section 11. The sum of \$20,700,000 is appropriated from the General Revenue Fund to the Administrative Trust Fund for the the Department of Health to provide equal funding for each to exceed 70 percent of the amount received by an existing 24 trauma center for a hospital with a Level I trauma center application pending with the department as of April 1, 2004.

The portion of Committee Substitute for Senate Bill 1762 is set forth herein with my objections is hereby vetoed. All other portions of Committee Substitute for Senate Bill 1762 are hereby approved.

Sincerely,  
Jeb Bush, Governor

The Honorable Glenda E. Hood  
Secretary of State

May 20, 2004

Dear Secretary Hood:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of and transmit to you with my objections, Senate Bill 2056, enacted during the 36th Session of the Legislature of Florida convened under the Constitution of 1968, during the Regular Session of 2004, and entitled:

An act relating to Corporations Not For Profit . . .

This bill would allow not-for-profit corporations to make distributions to other not-for-profit corporations that are organized and operated for similar purposes; entities that are operated exclusively for charitable, benevolent, educational, or similar purposes as the distributing corporation; or federal, state, or local governments.

While the bill is intended to address a 1999 Attorney General opinion (AGO 99-23) that interprets current law to prohibit a subsidiary not-for-profit corporation from distributing funds to a parent organization, I am concerned that the scope of the bill is too broad. The language in the bill goes far beyond the issue raised in the Attorney General's opinion. Because it could fundamentally change the relationships between non-profit organizations, the likelihood of unintended consequences appears high. Fraudulent activity at the expense of the public, negative tax consequences, and accounting and auditing problems might result.

Although this bill is well intended, the potential for broad unintended consequences outweighs the narrowly aimed benefits. For this reason, and the reasons set forth herein, I hereby veto, Senate Bill 2056.

Sincerely,  
Jeb Bush, Governor

The Honorable Glenda E. Hood  
Secretary of State

July 1, 2004

Dear Secretary Hood:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of Committee Substitute for Senate Bill 2572, enacted during the 36th Session of the Legislature of Florida convened under the Constitution of 1968, during the Regular Session of 2004, and entitled:

An act relating to airport zoning . . .

This bill allows Miami-Dade County to circumvent the existing process for local government approval of school construction within airport flight paths. Although Florida law prohibits construction of schools within airport flight paths and certain noise zones, section 333.03, Florida Statutes, allows exceptions—provided certain local actions are taken. Specifically, the local government must make findings addressing health and safety concerns and the airport's governing body must conduct a noise study. Based on the legislative scheme embodied in section 333.03, these exceptions to the county's existing airport zoning regulations need not be made on a facility-specific (case-by-case) basis but instead may simply identify those areas within the flight path that the community deems appropriate for placement of schools. Indeed, section 333.03 speaks of "airport zoning regulations" in general and the creation of exceptions thereto.

The state's overarching policy presumes the paramount importance of protecting our children and teachers by forbidding construction of schools under flight paths. At the same time, the law recognizes that local governments are best equipped to make the final decision and therefore allows counties, upon certain findings of fact and noise studies, to permit school construction under flight paths. A process therefore exists by which Miami-Dade can approve school construction under flight paths. The state should not circumvent that process. Such would

be bad policy and an invitation for others to seek similar such exemptions.

For these reasons, I therefore withhold my approval of Committee Substitute for Senate Bill 2572 and do hereby veto the same.

Sincerely,  
Jeb Bush, Governor

The Honorable Glenda E. Hood  
Secretary of State

June 18, 2004

Dear Secretary Hood:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of and transmit to you with my objections, Committee Substitute for Senate Bill 2640, enacted during the 36th session of the Legislature, convened under the Constitution of 1968, during the Regular Session of 2004, and entitled:

An act relating to Parenting Coordination. . .

Committee Substitute for Senate Bill 2640 authorizes courts to appoint a parenting coordinator when the court finds the parties have not implemented the court-ordered parenting plan, mediation has not been successful, and the court finds the appointment is in the best interest of the children involved.

I applaud the dedicated efforts of many whose mission is to identify alternatives to assist families in conflict. I also recognize that some circuit courts are currently utilizing parenting coordinators without statutory authority, and I commend them for seeking legislative direction.

While the intent of the bill is laudable, I am vetoing the bill for the following reasons:

1. I am concerned that the bill does not adequately protect families as they try to resolve their conflicts. By authorizing courts to require families to use parenting coordinators, this legislation allows the judicial branch to order parenting coordination without the consent of all parties involved.
2. I share the concerns expressed by domestic violence advocates that this bill fails to provide adequate safeguards for victims of domestic violence.
3. I cannot approve legislation that delegates judicial authority to a parenting coordinator and which allows these parenting coordinators to serve in the dual role of judge and jury of parents' or children's rights.
4. I am concerned about funding these parenting coordinating programs in the future.
5. I believe that parenting coordinators should serve as volunteers and not be limited to an exclusive class of licensed professionals.

I will support a revised bill during the 2005 legislative session that makes the appointment and selection of a parenting coordinator subject to the consent of both parents. Also, I believe that we must limit the risk of "professionalization" of the parenting coordinator role by limiting it to volunteers. While I respect the Legislature's policy choice to allow only licensed professionals, clergy or attorneys to qualify as parenting coordinators, I believe that any volunteer, especially any faith-based volunteer, who meets certain minimum criteria should be allowed to serve as a parenting coordinator.

Basic training and standards are important. I support language, some contained in the current bill, regarding domestic violence training, family-court procedures, and mediation.

I am committed to working with the sponsors of this legislation to create a program that can assist parents, preserve their rights, protect the best interests of the children involved, and address the concerns noted above.

Furthermore, by this letter, I respectfully request the Chief Justice of the Florida Supreme Court and all chief circuit judges to consider revising these programs to ensure that parents' paramount rights are not compromised, regardless of the well-intentioned motives of the program.

For these reasons, and the reasons set forth herein, I am withholding my approval of Committee Substitute for Senate Bill 2640, and do hereby veto the same.

Sincerely,  
Jeb Bush, Governor

The Honorable Glenda E. Hood  
Secretary of State

May 25, 2004

Dear Secretary Hood:

By the Authority (sic) vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of Committee Substitute for Committee Substitute for Senate Bill 2804, enacted during the 36th Session of the Legislature of Florida convened under the Constitution of 1968, during the Regular Session of 2004, and entitled:

An act relating to greenways and trails.

The bill recognizes and extends the Florida National Scenic Trail. The bill refines the terms for members of Florida Greenways and Trails Council, provides for some efficiencies within the Office of Greenways and Trails, and creates a Conserve by Bicycle Program with the Florida Department of Transportation. All of these are commendable legislative efforts and I would recommend the Department of Environmental Protection consider these issues for the next legislative session.

However, the bill exempts a non-profit corporation from state fiscal controls that have been established in statute and ensure accountability for taxpayer dollars. These established fiscal controls include: the requirement that services or goods be received by the state; that travel expenses be reimbursed as provided by general law; the prohibitions against nepotism and using state dollars to lobby the legislature; and provisions requiring competitive bidding. These exemptions could create a potentially dangerous precedent by removing oversight of recipients of taxpayer funding.

While Florida Mining-Recreation, Inc. is a non-profit corporation that performs the admirable task of transforming mining lands into recreational areas to be enjoyed by all our people, these exemptions are not good public policy. Furthermore, the withholding of my approval for this legislation will not prevent the Florida Mining-Recreation, Inc. from continuing its activities under the current grant process that currently exists at the Department of Environmental Protection.

Lastly, the bill provides a sales tax exemption for Florida Mining-Recreation, Inc. that is not justified. While reducing the tax burden of all Floridians remains a top priority, granting a sales tax exemption to a specific non-profit sets a bad precedent and only increases the tax burden, albeit incrementally, on the remaining taxpayers.

It is for these reasons above that I withhold my approval of Committee Substitute for Committee Substitute for Senate Bill 2804.

Sincerely,  
Jeb Bush, Governor

The Honorable Glenda E. Hood  
Secretary of State

June 18, 2004

Dear Secretary Hood:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of Senate Bill 3188, enacted during the 36th Session of the Legislature of Florida convened under the Constitution of 1968, during the Regular Session of 2004, and entitled:

An act relating to North Lauderdale Water Control District . . .

The bill codifies the district's authority into a single comprehensive act and provides certain amendments to the district's charter. The amendments to the charter include a boundary change so that the district's boundary mimics that of the municipality that controls the dependent special district. The district boundary change also mirrors recent annexations by the City of North Lauderdale. These annexations were supported by a voter approved referendum. However, no referendum was conducted nor proposed to support the special district's boundary revision.

My review of local bills is guided by a long standing local bill policy. One of the pillars of my policy is local control and awareness of changes to a special district's authority. A bill should provide for a referendum (of the citizens in the affected area(s)) if it proposes a change in boundaries for local governments, commissions, special districts or school districts. A change to a district boundary has the potential to change fees and assessments for both taxpayers in the current district and taxpayers in the expanded district. The strongest means to demonstrate local support and awareness for such a change is a voter approved referendum.

Without a voter approved referendum, I am unwilling to approve this bill. It is my hope that this change will be considered by a voter referendum and brought forward during the next legislative session.

For these reason, I therefore withhold my approval of Senate Bill 3188 and veto the same.

Sincerely,  
Jeb Bush, Governor

**The bills, together with the Governor's objections thereto, were referred to the Committee on Rules and Calendar.**

### EXECUTIVE BUSINESS

The following Executive Orders were previously filed with the Secretary:

#### EXECUTIVE ORDER NUMBER 02-126

(Executive Order of Suspension)

WHEREAS, Miriam Alonso is presently serving as a County Commissioner for Miami-Dade County, Florida, and

WHEREAS, Miriam Alonso has been arrested for two counts of grand theft, in violation of section 812.014, Florida Statutes, one count of unlawful compensation, in violation of section 838.016, Florida Statutes, and one count of exploitation of official position, in violation of Miami-Dade County Ordinance Section 2-11.1(g), and

WHEREAS, it is in the best interest of the residents of Miami-Dade County, and the citizens of the State of Florida that Miriam Alonso be immediately suspended from the public office which she now holds, upon the grounds hereinafter set forth,

NOW, THEREFORE, I, JEB BUSH, Governor of Florida, pursuant to the Constitution and the laws of the State of Florida, do hereby find, determine and, for the purposes of Article IV, section 7, Florida Constitution, allege as follows:

A. Miriam Alonso is, and at all times material hereto was, a member of the County Commission for Miami-Dade County, Florida.

B. The office of County Commissioner is within the purview of the suspension powers of the Governor, pursuant to Article IV, section 7, Florida Constitution.

C. The attached warrants and affidavits state that Miriam Alonso was arrested for committing acts in violation of sections 812.014 and 838.016, Florida Statutes, and Miami-Dade County Ordinance Section 2-11.1(g), and a copy of these warrants and affidavits are hereby incorporated by reference as if fully set forth in this executive order.

D. This suspension is predicated upon the attached arrest warrants and affidavits, which set forth facts showing that Miriam Alonso committed felony offenses and malfeasance.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the laws of the State of Florida, this Executive Order is hereby promulgated, effective immediately:

*Section 1.* Miriam Alonso is hereby suspended from the public office which she now holds, to wit: County Commissioner for Miami-Dade County, Florida.

*Section 2.* Miriam Alonso is hereby prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from the effective date hereof, until a further executive order is

issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, the Capitol, this 23rd day of April, 2002.

Jeb Bush  
GOVERNOR

ATTEST:  
Katherine Harris  
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections May 3, 2002.]

### REPORT OF COMMITTEE RELATING TO EXECUTIVE SUSPENSIONS

The Honorable Tom Lee  
President, The Florida Senate

December 1, 2004

Re: Suspension of:

MIRIAM ALONSO  
Member, County Commission  
Miami-Dade County, Florida

Dear President Lee:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Miriam Alonso.

By Executive Order Number 02-126 dated April 23, 2002 and filed with the Secretary of State, the Honorable Jeb Bush, Governor, suspended Miriam Alonso from membership on the Miami-Dade County Commission. On September 10, 2002, the electors of Miami-Dade County selected Jose "Pepe" Diaz to fill the office of County Commissioner, District 12. The Honorable Mr. Diaz assumed the duties of the office on November 19, 2002. As a result, Ms. Alonso was effectively removed from office.

In view of the foregoing, the Committee on Ethics and Elections finds and advises that no further action by the Senate is warranted. The case is now in the proper posture for the Senate to receive this formal finding and close this suspension case.

Respectfully submitted,  
Bill Posey, Chair

#### EXECUTIVE ORDER NO. 02-134

WHEREAS, Wyon D. Childers is presently serving as County Commissioner for Escambia County, Florida, and

WHEREAS, the Special Grand Jury, Circuit Court of the First Judicial Circuit, has returned indictments charging Wyon D. Childers with five counts of violating the Florida Sunshine law, in violation of section 286.011, Florida Statutes, and

WHEREAS, it is in the best interest of the residents of Escambia County, and the citizens of the State of Florida that Wyon D. Childers be immediately suspended from the public office which he now holds, upon the grounds hereinafter set forth;

NOW, THEREFORE, I, JEB BUSH, Governor of Florida, pursuant to the Constitution and the laws of the State of Florida, do hereby find, determine, and for the purposes of Article IV, Section 7, of the Florida Constitution, allege as follows:

A. Wyon D. Childers is, and at all times material hereto was, a County Commissioner for Escambia County, Florida.

B. The office of County Commissioner for Escambia County, Florida, is within the purview of the suspension powers of the Governor, pursuant to Article IV, Section 7, of the Florida Constitution.

C. This suspension is predicated upon the attached Indictments and these Indictments are hereby incorporated as if fully set forth in this Executive Order.

D. The attached Indictments allege that Wyon D. Childers committed acts in violation of the laws of Florida that constitute malfeasance and/or misfeasance.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the laws of the State of Florida, this Executive Order is hereby promulgated, effective immediately:

*Section 1.* Wyon D. Childers is hereby suspended from the public office which he now holds, to wit: County Commissioner for Escambia County, Florida.

*Section 2.* Wyon D. Childers is hereby prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from the effective date hereof, until a further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 1st day of May, 2002.

*Jeb Bush*  
GOVERNOR

ATTEST:

*Katherine Harris*  
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections on May 3, 2002.]

#### EXECUTIVE ORDER NUMBER 02-184

WHEREAS, Executive Order 02-134 suspended Wyon D. Childers from the office of County Commissioner for Escambia County, Florida, and

WHEREAS, Executive Order 02-134 alleged that Wyon D. Childers committed acts in violation of Section 286.011, Florida Statutes, and

WHEREAS, the Special Grand Jury, Circuit Court of the First Judicial Circuit, has returned an indictment charging Wyon D. Childers with one count of Money Laundering, in violation of Section 896.101, Florida Statutes, one count of Bribery, in violation of Section 838.015, Florida Statutes, and one count of Unlawful Compensation or Reward for Official Behavior, in violation of Section 838.016, Florida Statutes;

NOW, THEREFORE, I, JEB BUSH, Governor of Florida, pursuant to the Constitution and the laws of the State of Florida, do hereby find, determine, and for the purposes of Article IV, Section 7, of the Florida Constitution, allege as follows:

A. The attached indictment provides further grounds for the suspension of Wyon D. Childers and is hereby incorporated as if fully set forth in this Executive Order.

B. The attached indictment alleges that Wyon D. Childers committed felony acts in violation of the laws of Florida.

C. The acts alleged in the attached indictment also constitute malfeasance and/or misfeasance.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the laws of the State of Florida, this Executive Order is hereby promulgated, effective immediately:

*Section 1.* Executive Order 02-134 is amended to include allegations that Wyon D. Childers committed the felony acts described in the attached indictment and that the acts also constitute malfeasance and/or misfeasance.

*Section 2.* Except as amended herein, Executive Order 02-134 is ratified and reaffirmed.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 25th day of June, 2002.

*Jeb Bush*  
GOVERNOR

ATTEST:

*Katherine Harris*  
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections June 25, 2002.]

#### REPORT OF COMMITTEE RELATING TO EXECUTIVE SUSPENSIONS

The Honorable Tom Lee  
President, The Florida Senate

December 1, 2004

Re: Suspension of:

WYON DALE "W.D." CHILDERS  
Member, County Commission  
Escambia County, Florida

Dear President Lee:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Wyon Dale "W.D." Childers.

By Executive Order Number 02-134 (May 1, 2002) as amended by Executive Order Number 02-184 (June 25, 2002), the Honorable Jeb Bush, Governor, suspended W.D. Childers from membership on the Escambia County Commission. On November 2, 2004, the voters of Escambia County elected Mike Whitehead as County Commissioner from District 1, the office formerly held by Mr. Childers. Mr. Whitehead assumed the duties of the office on November 16, 2004. As a result, Mr. Childers was effectively removed from office.

In view of the foregoing, the Committee on Ethics and Elections finds and advises that no further action by the Senate is warranted. The case is now in the proper posture for the Senate to receive this formal finding and close this suspension case.

Respectfully submitted,  
*Bill Posey*, Chair

#### EXECUTIVE ORDER NO. 02-135

WHEREAS, Willie J. Junior is presently serving as a County Commissioner for Escambia County, Florida, and

WHEREAS, the Special Grand Jury, Circuit Court of the First Judicial Circuit, has returned indictments charging Willie J. Junior with one count of grand theft, in violation of section 812.014, Florida Statutes, four counts of extortion, in violation of section 836.05, Florida Statutes, four counts of bribery, in violation of section 838.015, Florida Statutes, one count of racketeering, in violation of section 895.03, Florida Statutes, and two counts of violating the Florida Sunshine law, in violation of section 286.011, Florida Statutes, and

WHEREAS, it is in the best interest of the residents of Escambia County, and the citizens of the State of Florida that Willie J. Junior be immediately suspended from the public office which he now holds, upon the grounds hereinafter set forth;

NOW, THEREFORE, I, JEB BUSH, Governor of Florida, pursuant to the Constitution and the laws of the State of Florida, do hereby find, determine, and for the purposes of Article IV, Section 7, of the Florida Constitution, allege as follows:

A. Willie J. Junior is, and at all times material hereto was, a County Commissioner for Escambia County, Florida.

B. The office of County Commissioner for Escambia County, Florida, is within the purview of the suspension powers of the Governor, pursuant to Article IV, Section 7, of the Florida Constitution.

C. This suspension is predicated upon the attached Indictments and these Indictments are hereby incorporated as if fully set forth in this Executive Order.

D. The attached Indictments allege that Willie J. Junior committed acts in violation of the laws of Florida that constitute commission of felony crimes, malfeasance and/or misfeasance.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the laws of the State of Florida, this Executive Order is hereby promulgated, effective immediately:

*Section 1.* Willie J. Junior is hereby suspended from the public office which he now holds, to wit: County Commissioner for Escambia County, Florida.

*Section 2.* Willie J. Junior is hereby prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from the effective date hereof, until a further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed, at Tallahassee, the Capitol, this 1st day of May, 2002.

*Jeb Bush*  
GOVERNOR

ATTEST:

*Katherine Harris*  
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections May 3, 2002.]

#### REPORT OF COMMITTEE RELATING TO EXECUTIVE SUSPENSIONS

The Honorable Tom Lee  
President, The Florida Senate

December 1, 2004

Re: Suspension of:

WILLIE J. JUNIOR  
Member, County Commission  
Escambia County, Florida

Dear President Lee:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Willie J. Junior.

By Executive Order Number 02-135 (May 1, 2002), the Honorable Jeb Bush, Governor, suspended Willie Junior from membership on the Escambia County Commission. Governor Bush subsequently appointed Marie K. Young to serve in Mr. Junior's seat (District 3) on the Commission. On November 2, 2004, the voters of Escambia County elected Ms. Young to a new 4-year term of office representing District 3. Ms. Young assumed the duties of the office on November 16, 2004. As a result, Mr. Junior was effectively removed from office.

In view of the foregoing, the Committee on Ethics and Elections finds and advises that no further action by the Senate is warranted. The case is now in the proper posture for the Senate to receive this formal finding and close this suspension case.

Respectfully submitted,  
*Bill Posey*, Chair

#### EXECUTIVE ORDER NO. 02-136

WHEREAS, Terry Smith is presently serving as a County Commissioner for Escambia County, Florida, and

WHEREAS, the Special Grand Jury, Circuit Court of the First Judicial Circuit, has returned indictments charging Terry Smith with three

counts of violating the Florida Sunshine law, in violation of section 286.011, Florida Statutes, and

WHEREAS, it is in the best interest of the residents of Escambia County, and the citizens of the State of Florida that Terry Smith be immediately suspended from the public office which he now holds, upon the grounds hereinafter set forth;

NOW, THEREFORE, I, JEB BUSH, Governor of Florida, pursuant to the Constitution and the laws of the State of Florida, do hereby find, determine, and for the purposes of Article IV, Section 7, of the Florida Constitution, allege as follows:

A. Terry Smith is, and at all times material hereto was, a County Commissioner for Escambia County, Florida.

B. The office of County Commissioner for Escambia County, Florida, is within the purview of the suspension powers of the Governor, pursuant to Article IV, Section 7, of the Florida Constitution.

C. This suspension is predicated upon the attached Indictments and these Indictments are hereby incorporated as if fully set forth in this Executive Order.

D. The attached Indictments allege that Terry Smith committed acts in violation of the laws of Florida that constitute malfeasance and/or misfeasance.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the laws of the State of Florida, this Executive Order is hereby promulgated, effective immediately:

*Section 1.* Terry Smith is hereby suspended from the public office which he now holds, to wit: County Commissioner for Escambia County, Florida.

*Section 2.* Terry Smith is hereby prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from the effective date hereof, until a further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed, at Tallahassee, the Capitol, this 1st day of May, 2002.

*Jeb Bush*  
GOVERNOR

ATTEST:

*Katherine Harris*  
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections May 3, 2002.]

#### REPORT OF COMMITTEE RELATING TO EXECUTIVE SUSPENSIONS

The Honorable Tom Lee  
President, The Florida Senate

December 14, 2004

Re: Suspension of:

TERRY SMITH  
Member, County Commission  
Escambia County, Florida

Dear President Lee:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Terry Smith.

By Executive Order Number 02-136 (May 1, 2002), the Honorable Jeb Bush, Governor, suspended Terry Smith from membership on the Escambia County Commission. On November 2, 2004, the voters of Escambia County elected Kevin White as County Commissioner from District 5, the office formerly held by Mr. Smith. Mr. White assumed the duties

of the office on November 16, 2004. As a result, Mr. White was effectively removed from office.

In view of the foregoing, the Committee on Ethics and Elections finds and advises that no further action by the Senate is warranted. The case is now in the proper posture for the Senate to receive this formal finding and close this suspension case.

Respectfully submitted,  
Bill Posey, Chair

#### EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
		Wilkie, Pauline "Polly" O., Pembroke Pines	09/14/2006
Board of Accountancy		Board of Trustees of Brevard Community College	
Appointees: Durkin, William H., Valrico	10/31/2005	Appointee: Theriac, James S., Satellite Beach	05/31/2006
Puissegur, Frank D., Lakeland	10/31/2008	Board of Trustees of Edison College	
Board of Acupuncture		Appointees: Downing, Kenneth, LaBelle	05/31/2008
Appointee: Teisinger-Nicholson, Mary		Perry, Julia G., Moore Haven	05/31/2008
Katherine, Lake Alfred	10/31/2008	Board of Trustees of Gulf Coast Community College	
Board of Athletic Training		Appointee: Butler, Denise D., Eastpoint	05/31/2008
Appointee: Sehgal, Angela K., Havana	10/31/2006	Board of Trustees of Lake-Sumter Community College	
Greater Orlando Aviation Authority		Appointee: Childers, Richard D., Wildwood	05/31/2006
Appointees: Rey, Jose A., Orlando	04/16/2008	Board of Trustees of Manatee Community College	
Theisen, Robert W., Jr., Longwood	04/16/2008	Appointees: Fogarty, Julia B., Bradenton	05/31/2008
Van Meter, Jeanne L., Kissimmee	04/16/2008	Lumpkin, Kelvin, Sarasota	05/31/2008
Florida State Boxing Commission		Board of Trustees of Okaloosa-Walton College	
Appointee: Lacasa, Eduardo R., Miami	09/30/2007	Appointee: Vance, Vercell, Shalimar	05/31/2005
Florida Building Commission		Board of Trustees of Tallahassee Community College	
Appointees: Hamrick, Jonathon D., Tallahassee	11/21/2007	Appointee: Ghazvini, Alisa, Tallahassee	05/31/2006
McCombs, Michael C., Milton	01/30/2007	Construction Industry Licensing Board	
Parrino, Craig, Tampa	07/26/2007	Appointees: Bailey, Doris O., Hernando	10/31/2005
Board of Chiropractic Medicine		Stewart, Robert W., Ft. Myers	10/31/2007
Appointees: Benear, Linda, Jacksonville	10/31/2005	Thornton, Thomas, Key Biscayne	10/31/2007
Dougherty, Kenneth J., Edgewater	10/31/2008	Board of Cosmetology	
LaRusso, Salvatore D., Wellington	10/31/2008	Appointees: Ritenbaugh, Laurel, Plant City	10/31/2006
Florida Citrus Commission		Smith, Monica Schuloff, Palmetto Bay	10/31/2007
Appointees: Carrere, Michael L., Tampa	05/31/2007	Board of Trustees for the Florida School for the Deaf and the Blind	
Ferrari, William J., Sarasota	05/31/2007	Appointee: Juba, Pamela L., Orange Park	02/07/2007
Pantuso, George T., Ft. Pierce	05/31/2007	Board of Dentistry	
Ryan, Stephen W., Ft. Myers	05/31/2007	Appointees: Embree, Thomas E., Casselberry	10/31/2008
Board of Clinical Laboratory Personnel		Fisher, Lourdes, Pinecrest	10/31/2008
Appointees: Gereg, Andrea, Crawfordville	10/31/2008	Harrison, W. G., Panama City	10/31/2008
Seay, Pamella A., Port Charlotte	10/31/2006	Florida Elections Commission	
Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling		Appointees: Mason, Otis A., St. Augustine	12/31/2007
Appointees: Bridgman, Mary W., Jacksonville	10/31/2008	Spencer, David J., Trinity	12/31/2007
Lubowicz, Hebe, Aventura	10/31/2008	Thomas, Claudia Medina, Tampa	12/31/2007
White, Sue, Aventura	10/31/2008	Electrical Contractors' Licensing Board	
Regulatory Council of Community Association Managers		Appointees: Kiner, Jeffrey M., Sarasota	10/31/2007
Appointees: Czonstka, Steven J., Niceville	10/31/2006	Langer, Roger E., Miami Shores	10/31/2006
Glass, Debra B., Tallahassee	10/31/2007	Mugford, Norman R., Palm Coast	10/31/2007
Yates, Edith L., Lakeland	10/31/2006	Penner, Donald C., Bradenton	10/31/2006
Florida Commission on Community Service		Tibbs, Clarence Kelley, Tavares	10/31/2007
Appointees: Adams, Jane, Winter Haven	09/14/2006	Commission on Ethics	
Armstrong, Jack David, Jr., Tallahassee	09/14/2006	Appointee: Jones, Kurt D., Sr., Pensacola	06/30/2006
Greene, Marcia, Ft. Myers	09/14/2006	Tampa-Hillsborough County Expressway Authority	
Henderson, Ann L., Key West	09/14/2006	Appointee: Clark, Robert J., Jr., Tampa	07/01/2008
Payne, Willard, Jr., Jacksonville	09/14/2006	Fish and Wildlife Conservation Commission	
Ramsay, David B., Tallahassee	09/14/2006	Appointee: Lane, Kathy Barco, Jacksonville	08/01/2007
Ruano, Robert, Coral Gables	09/14/2006	Board of Funeral and Cemetery Services	
		Appointee: Huggins, Tracy, Winter Park	09/08/2007
		Board of Funeral Directors and Embalmers	
		Appointee: Brandenburg, Joseph A., Jacksonville	10/31/2007
		Board of Professional Geologists	
		Appointee: Blackledge, K. Dawn, Jacksonville Beach	10/31/2006
		Board of Hearing Aid Specialists	
		Appointees: Polhill, Leanne E., Port Orange	10/31/2008
		Skelly, Janet M., Boca Raton	10/31/2008



<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Smith, Wayne Lee, Leesburg	10/31/2008	Board of Optometry	
Higher Educational Facilities Financing Authority		Appointee: Walker, Edward K., Tallahassee	10/31/2008
Appointee: Jones, Milton L., Jr., Ft. Lauderdale	01/17/2009	Board of Orthotists and Prosthetists	
Citrus County Hospital Board		Appointees: Calcagno, Marco T., Ft. Myers Beach	10/31/2006
Appointee: Fredrick, Debra S., Inverness	07/07/2008	Fredrick, Jeffrey Ryan, Tallahassee	10/31/2008
Board of Trustees of South Lake County Hospital District		Morris, George R., Ft. Myers	10/31/2008
Appointee: Zahn, Paula J., Clermont	07/05/2008	Board of Osteopathic Medicine	
Florida Housing Finance Corporation		Appointee: Fedor, Robert P., Treasure Island	10/31/2008
Appointees: Calvet, Cesar E., Orlando	11/13/2008	Board of Pharmacy	
Oellerich, David E., Tampa	11/13/2006	Appointees: Garcia, Albert L., Miami	10/31/2005
Ruiz, Zully, Miami	11/13/2008	Mudri, John P., Tampa	10/31/2005
Stultz, Lynn M., Tallahassee	11/13/2008	Parrado, Robert Mario, Tampa	10/31/2008
Florida Commission on Human Relations		Poston, Rebecca R., Orlando	10/31/2008
Appointee: Stall, Billy Whitefox, Panama City	09/30/2008	Board of Physical Therapy Practice	
Commission for Independent Education		Appointees: Birkhead, Judith T. M., Orlando	10/31/2005
Appointees: Crocitto, Peter F., Jr., Palm City	06/30/2007	Bumgarner, David, Sarasota	10/31/2008
Lauff, Samuel, Jr., Ocala	06/30/2007	Watson, Nancy L., Ft. Walton Beach	10/31/2008
Martin, Ilia Y., Oakland Park	06/30/2006	Board of Pilot Commissioners	
Rodgers, Judith K., Bradenton	06/30/2005	Appointee: Robas, Victoria Bowen, Fernandina Beach	10/31/2005
Pinellas County Board of Juvenile Welfare		Board of Podiatric Medicine	
Appointees: Burke, Cecilia M., Largo	08/11/2008	Appointees: Inge, Sandra R., Tallahassee	10/31/2007
Milford, John A., Gulfport	08/07/2008	Price, Melvin B., Bradenton	10/31/2008
Wilson, Beth S., Palm Harbor	07/18/2008	Florida Prepaid College Board	
Governor's Mansion Commission		Appointee: Sjostrom, Erin B., Tallahassee	06/30/2006
Appointee: de Quesada, Emilia M., Coral Gables	09/30/2008	Board of Directors, Prison Rehabilitative Industries and Diversified Enterprises, Inc.	
Gulf States Marine Fisheries Commission		Appointees: Fletcher, Gloria W., Gainesville	09/30/2008
Appointee: Dempsey, Hayden R., Tallahassee	01/05/2007	Mehta, Ravindra "Rave" V., Windermere	09/30/2007
Board of Massage Therapy		Reeves, James J., Cantonment	09/30/2007
Appointees: Andriole, Irene D., Sarasota	10/31/2008	Board of Psychology	
Quiring, David C., LaBelle	10/31/2008	Appointees: Hoffman, Richard A., Lutz	10/31/2008
Board of Medicine		Swan, Amy C., Coral Springs	10/31/2008
Appointees: Barrau, Carmel J., Davie	10/31/2008	Apalachee Regional Planning Council, Region 2	
Davies, Laurie K., Gainesville	10/31/2008	Appointees: Collins, Fred H., Havana	10/01/2006
Dyches, Ronald W., Riverview	10/31/2008	Dykes, Dwight E., Grand Ridge	10/01/2007
Farmer, Harry Frank, Jr., Ormond Beach	10/31/2008	Radford, Dawn E., Eastpoint	10/01/2006
Assistant Adjutant General for Army		Ranie, Benjamin F., Wewahatchka	10/01/2007
Appointee: Fleming, Michael P., St. Augustine	Pleasure of the Adjutant General	Stanfield, Kevin L., Tallahassee	10/01/2007
Assistant Adjutant General for Air		Stephens, Donald R., Blountstown	10/01/2006
Appointee: Titshaw, Emmett R., Jr., St. Augustine	Pleasure of the Adjutant General	North Central Florida Regional Planning Council, Region 3	
Board of Nursing		Appointees: Butler, Martha W., Jennings	10/01/2006
Appointees: Braga, Eddie Dean, Longwood	10/31/2007	Dodge, David L., Starke	10/01/2006
Herrera, Mary Jane, LaBelle	10/31/2005	Haas, Sandra K., McAlpin	10/01/2007
Lewis, Andrea S., Tallahassee	10/31/2007	Mattingly, Rosalyn H., Gainesville	10/01/2005
Munoz, Rita J., Miami	10/31/2007	Maultsby, Charles T., Perry	10/01/2006
Board of Nursing Home Administrators		Neill, Heather, Mayo	10/01/2007
Appointees: Barnett, Brett, Panama City Beach	10/31/2008	O'Neil, Gerald T., Newberry	10/01/2006
Francoeur, Jeri H., Ormond Beach	10/31/2006	Painter, James "Jim" F., Gainesville	10/01/2007
Reynolds, Suyrea, Christmas	10/31/2008	Reeves, Fred T., Madison	10/01/2006
Board of Occupational Therapy Practice		Smith, Andrew P., Raiford	10/01/2006
Appointees: Diezel, Zoraida, Miami	10/31/2008	Thomas, Lorene J., Old Town	10/01/2006
Garcia, Laura A., Tampa	10/31/2008	Northeast Florida Regional Planning Council, Region 4	
Board of Opticianry		Appointees: Berry, Clare G., Ponte Vedra Beach	10/01/2007
Appointee: Calvo, David, Miami	10/31/2008	Dungey, Mary Louise, Jacksonville	10/01/2007
		Fleckenstein, Rea T., Jacksonville	10/01/2007
		Franklin, Deidra O., Green Cove Springs	10/01/2007
		Laibl, George W. "Chip", Jr., Palatka	10/01/2006
		Maxwell, Harry L., St. Augustine	10/01/2007

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Prachar, Charles J., Macclenny	10/01/2006	Appointee: Nobles, Pamela W., Tallahassee	10/31/2007
Sgroi, Robert E., Palm Coast	10/01/2006	Florida Commission on Tourism	
Spaeth, Robert W., Amelia Island	10/01/2006	Appointees: Atchison, James "Jim", Windermere	06/30/2008
Vallencourt, Carol, Orange Park	10/01/2007	Banks, Walter L., Ft. Lauderdale	06/30/2008
Withlacoochee Regional Planning Council, Region 5		Fouche, Julian E., Windermere	06/30/2008
Appointees: Beard, Terrell E., Anthony	10/01/2006	Goldman, Richard, Ponte Vedra Beach	06/30/2008
Bertoch, Carl A., Beverly Hills	10/01/2006	Lapi, Antonino R., Sanibel Island	06/30/2008
Fortis, Jose, Spring Hill	10/01/2006	Morrison, Robert B., Jr., Tampa	06/30/2008
Moore, Mark, Yankeetown	10/01/2006	Wheeler, Harold D., Key West	06/30/2008
Powers, Linda B., Inverness	10/01/2006	Florida Transportation Commission	
Sawyer, J. Wayne, Floral City	10/01/2006	Appointee: Eddins, Heidi J., St. Augustine	09/30/2007
Winchester, Linda J., Wildwood	10/01/2006	Unemployment Appeals Commission	
East Central Florida Regional Planning Council, Region 6		Appointees: Adams, John L., Pensacola	06/30/2007
Appointees: Acevedo, Nancy C., Winter Springs	10/01/2006	Epsky, Thomas D., Port St. Lucie	06/30/2008
Ghyabi, Maryam H., Ormond Beach	10/01/2005	Florida Commission on Veterans' Affairs	
Grulich, Maria C., Celebration	10/01/2006	Appointee: Raymond, Frederic J., Wesley Chapel	11/16/2006
Kane, Rita A., Orlando	10/01/2006	Board of Veterinary Medicine	
Kershaw, Janice L., Melbourne	10/01/2006	Appointees: Horky-Burns, Katherine G., Dunedin	10/31/2007
McLouth, Malcolm E., Cocoa Beach	10/01/2005	Jones, Kandra L., Orange Park	10/31/2007
O'Keefe, Daniel T., Windermere	10/01/2006	Big Cypress Basin Board of the South Florida Water Management District	
Rawlson, Jon B., Orlando	10/01/2005	Appointees: Priddy, Aliese P., Immokalee	03/01/2007
Smith, Evelyn H., Eustis	10/01/2007	Sorey, John F. III, Naples	03/01/2006
Central Florida Regional Planning Council, Region 7		Alafia River Basin Board of the Southwest Florida Water Management District	
Appointees: Fields, Kay, Lakeland	10/01/2007	Appointees: Bissonnette, Stephen J., Lakeland	03/01/2007
Lewis, Clifton P., Bartow	10/01/2006	Hinton, Carol M., Plant City	03/01/2007
Macias, Tomas, Wauchula	10/01/2007	Johnson, Cheryl, Valrico	03/01/2006
Ratliff, Michael R., Okeechobee	10/01/2007	Coastal Rivers Basin Board of the Southwest Florida Water Management District	
Rimer, James M., Sebring	10/01/2006	Appointee: Maggard, Randy, Zephyrhills	03/01/2007
Tucker, Jacqueline W., Arcadia	10/01/2007	Hillsborough River Basin Board of the Southwest Florida Water Management District	
Tampa Bay Regional Planning Council, Region 8		Appointee: Mai, Hung T., Lutz	03/01/2007
Appointees: Albrecht, Richard T., Zephyrhills	10/01/2006	Manasota Basin Board of the Southwest Florida Water Management District	
Collins, Jill M., Tampa	10/01/2006	Appointees: Benac, Elizabeth O., Sarasota	03/01/2007
Ghovae, Housh, Clearwater	10/01/2006	Carraway, Mac, Bradenton	03/01/2007
Guju, Michael John, Palm Harbor	10/01/2006	Meyers, Richard H., Bradenton	03/01/2007
Hoyt, Kenneth S., Tampa	10/01/2006	Thomas, Dora Maria C., Sarasota	03/01/2007
Wolf, Kathleen, New Port Richey	10/01/2006	Northwest Hillsborough County Basin Board of the Southwest Florida Water Management District	
Southwest Florida Regional Planning Council, Region 9		Appointees: Adams, Frank Lester III, Tampa	03/01/2007
Appointees: Carroll, Patricia, Naples	10/01/2005	Paloumpis, Andreas A., Tampa	03/01/2007
Elkowitz, Edward B., Muse	10/01/2006	Peace River Basin Board of the Southwest Florida Water Management District	
Emblidge, Margaret, Bonita Springs	10/01/2007	Appointees: Dunlap, Ann W., Bartow	03/01/2007
Green, James E., Ft. Myers	10/01/2007	Edgemon, Kathleen H., Lake Placid	03/01/2006
Groves, Janice E., LaBelle	10/01/2006	Harrison, James Kenneth "Ken", Arcadia	03/01/2007
Maio, Alan, Laurel	10/01/2006	Pinellas-Anclote River Basin Board of the Southwest Florida Water Management District	
Messina, Andrea, Englewood	10/01/2007	Appointee: Harris, Tina C., Palm Harbor	03/01/2007
Paulmann, James A., Sarasota	10/01/2005	Withlacoochee River Basin Board of the Southwest Florida Water Management District	
Volpe, Michael J., Naples	10/01/2005	Appointees: Baldwin, Martha Jane "Janey", Brooksville	03/01/2007
Weikel, Frank C., Punta Gorda	10/01/2006	Dennis, John V., Dunnellon	03/01/2007
Treasure Coast Regional Planning Council, Region 10		Rooks, Albert L., Jr., Floral City	03/01/2007
Appointees: Baine, Herman, Lake Worth	10/01/2007	[Referred to the Committee on Ethics and Elections.]	
Foley, Kevin J., Tequesta	10/01/2006	Secretary of Children and Family Services	
Gibbins, Eugene R., Port St. Lucie	10/01/2006		
Haynie, Susan, Boca Raton	10/01/2006		
Hurley, Richard E., Vero Beach	10/01/2007		
South Florida Regional Planning Council, Region 11			
Appointees: Asseff, Patricia T., Hollywood	10/01/2007		
Nixon-Calamari, Christine P., Plantation	10/01/2006		
Perez, Marta, Coral Gables	10/01/2007		
Riesco, Jose A., Miami	10/01/2007		
Wallace, Paul R., Miami	10/01/2006		
State Retirement Commission			
Appointee: Seay, Millie J., Tallahassee	12/31/2005		
Board of Speech-Language Pathology and Audiology			
Appointees: Boyev, K. Paul, Tampa	10/31/2005		
Mincow, Robert, Sunny Isles Beach	10/31/2008		
Pooser, Polly B., Sopchoppy	10/31/2008		
Board of Professional Surveyors and Mappers			

<i>Office and Appointment</i>	<i>For Term Ending</i>
Appointee: Hadi, Lucy D., Tallahassee	Pleasure of Governor
<b>[Referred to the Committees on Children and Families; and Ethics and Elections.]</b>	
Board of Directors, Enterprise Florida, Inc.	
Appointees: Hilton, Julie K., Panama City Beach	07/01/2007
Leonhardt, Frederick W., Orlando	07/01/2008
McDonald, Brian A., Oldsmar	07/01/2008
Story, Susan N., Gulf Breeze	07/01/2007
<b>[Referred to the Committees on Commerce and Consumer Services; and Ethics and Elections.]</b>	
Florida Public Service Commission	
Appointee: Edgar, Lisa B., Tallahassee	01/05/2009
<b>[Referred to the Committees on Communications and Public Utilities; and Ethics and Elections.]</b>	
Secretary of Juvenile Justice	
Appointee: Schembri, Anthony J., Tallahassee	Pleasure of Governor
Parole Commission	
Appointee: Pate, Tena M., Tallahassee	06/30/2010
<b>[Referred to the Committees on Criminal Justice; and Ethics and Elections.]</b>	
State Board of Education	
Appointees: Callaway, Donna G., Tallahassee	12/31/2005
Martinez, Roberto, Coral Gables	12/31/2008
Raulerson, Phoebe H., Okeechobee	12/31/2008
Board of Trustees, University of Central Florida	
Appointee: Santiago, Conrad, Orlando	01/06/2010
Board of Trustees, Florida International University	
Appointee: Landon, R. Kirk, Coral Gables	01/06/2010
Board of Trustees, New College of Florida	
Appointee: Hudson, Warren P., Orlando	01/06/2010
<b>[Referred to the Committees on Education; and Ethics and Elections.]</b>	
Environmental Regulation Commission	
Appointees: Chapman, Tracy Duda, Oviedo	07/01/2007
Klena, Christine M., Tallahassee	07/01/2007
Ross, Donald H., Englewood	07/01/2007
Wright, Kenneth W., Winter Park	07/01/2007
Governing Board of the Northwest Florida Water Management District	
Appointee: Benson, Lois, Pensacola	03/01/2005
Governing Board of the Southwest Florida Water Management District	
Appointees: Dabney, Thomas G. II, Sarasota	03/01/2008
McCree, Heidi B., Tampa	03/01/2008
Symons, Patsy C., Arcadia	03/01/2008
Governing Board of the Suwannee River Water Management District	
Appointee: Andrews, Kelby E., Chiefland	03/01/2008
<b>[Referred to the Committees on Environmental Preservation; and Ethics and Elections.]</b>	
Investment Advisory Council	
Appointee: Dahl, James H., Jacksonville	12/12/2008
<b>[Referred to the Committees on Governmental Oversight and Productivity; and Ethics and Elections.]</b>	
Secretary of Elderly Affairs	
Appointee: Tucker, Susan M., Havana	Pleasure of Governor
Secretary of Health Care Administration	

<i>Office and Appointment</i>	<i>For Term Ending</i>
Appointee: Levine, Alan M., Tallahassee	Pleasure of Governor
<b>[Referred to the Committees on Health Care; and Ethics and Elections.]</b>	

## SUPREME COURT OF FLORIDA

No. SC04-2154

In Re: CERTIFICATION OF NEED FOR ADDITIONAL JUDGES

[November 30, 2004]

PARIENTE, C.J.

The Florida Constitution vests this Court with the responsibility to determine prior to each year's legislative session whether the state courts have enough judges to meet the needs of our rapidly growing population and increasing demands on our judicial system.<sup>1</sup> This is one of our most crucial duties. Access to justice can only be guaranteed to the people of Florida if there are sufficient numbers of judges to handle ever-growing caseloads in a timely manner. The certification of judges by this Court is the sole mechanism established by our constitution for a systematic and uniform assessment of this need.

We emphasize, as we have in past years, that our analysis of judicial need today is not a statement of what the state courts subjectively want. Rather, it is an assessment of what the state courts need, using uniform criteria established by rule.<sup>2</sup> This assessment is further refined in the case of the need for new trial judges by use of the Weighted Caseload System, developed in cooperation with the Legislature and with substantial input from the National Center for State Courts.<sup>3</sup> Using these objective standards, we have considered judgeship requests submitted by the lower courts, examined case filing and disposition data, and analyzed various judicial workload indicators. Based on our review of these factors, we conclude that there now is a need for two additional judges in the district courts of appeal, sixty-seven additional judges in the circuit courts, and forty-one additional judges in the county courts.

## FLORIDA'S STATE COURTS SYSTEM

State courts in Florida safeguard democracy by upholding and interpreting the law, protecting individual rights and liberties, and peacefully resolving disputes. The disputes adjudicated by our courts are diverse and touch the lives of all Floridians. In the civil arena, the courts handle the full panoply of cases ranging from landlord-tenant disputes to complex civil litigation. Cases involving children and families constitute almost fifty percent of our civil filings. Judges make decisions in these cases on crucial issues profoundly impacting children, including adoption, child support, custody and visitation, dependency, and delinquency. In the criminal arena, cases range from traffic misdemeanors to consumer fraud to capital felonies for which the death penalty is imposed. Florida's courts are vital to maintaining public safety, resolving costly business disputes, and protecting our most vulnerable citizens. Courts touch the lives of our citizens from birth to death.

Now, more than ever before, Florida has a truly unified State Courts System. The July 1, 2004, implementation of the constitutional amendment to article V, known as Revision 7, was the most significant and historic change for Florida's judicial branch since the 1972 revisions to article V. During this past legislative session, the two objectives of the constitutional amendment were fulfilled: the State assumed the greater share of funding for the trial court system, and resource inequities that existed between trial courts in resource rich-counties and counties with small budgets were substantially eliminated.

Prior to the funding of the amendment, it could be argued that two justice systems existed throughout the state: one that was present in counties with a higher local tax base and one that was present in counties with a lesser tax base. Counties with larger tax bases were able to fund necessary support services in the courts, such as hearing officers, general masters, mediation, and case managers. Together, these resources made a qualitative difference in the delivery of justice to those communities. Courts in counties with a lesser tax base did not fare as

well prior to the funding of Revision 7. Generally, in those smaller, rural counties there were few supplemental programs and services for citizens using the court system.

To bridge the gap between these “have” and “have nots,” the State Courts System, under the leadership of the Trial Court Budget Commission and the Trial Court Performance and Accountability Commission, worked tirelessly beginning shortly after the 1998 passage of Revision 7 to identify those elements of the court system that were appropriate for state funding. By both codifying and funding the identified elements in every judicial circuit, the Legislature recognized their value to the citizens of Florida. This distribution of resources, with a focus on equity and fairness, has enabled citizens from Pensacola to Key West to access the same system of justice regardless of their location or the size or tax base of the county in which they live. This Court expresses its gratitude to the Legislature for fulfilling the voters’ mandate by providing the necessary funding for the implementation of the Revision 7 constitutional amendment.

The funding of Revision 7, while essential to a unified state court system, is only part of the story. The remaining component is the proper funding of new judgeships where a demonstrable need exists. Yet despite the demonstrated judicial need, the funding of new judgeships by the Legislature has fallen short of fulfilling this need over the last several years. This trend, if permitted to continue, could have serious consequences for citizens and businesses throughout the state. Sufficient new judgeships must be funded by the Legislature for Florida to fully realize the promise of a unified state court system. Only with proper funding of the judicial branch, including funding for additional judgeships, can we ensure that our citizens’ constitutional right of access to their courts is protected and that disputes are fairly and timely resolved.

#### TRIAL COURTS

Trial court judges are the foundation of Florida’s State Courts System. In fact, almost all (approximately ninety-nine percent) of court filings in Florida are processed by circuit and county judges. Thus, the work of trial judges is vital to our citizens and businesses, who expect our judicial branch to help resolve issues fairly, peaceably, and in a manner that promotes the rule of law.

At the trial court level, this Court has adopted a case-weighting system for certifying the need for additional judges. Our certification is a statement of what the state courts objectively need to meet their workload, using accepted standards of measurement. This system was developed in response to the proviso language of the 1998 General Appropriations Act, in which the Legislature directed that the judicial branch employ a certification methodology that relies on case weights and calculations of available judge time to determine the need for additional trial court judges. Pursuant to this direction, the judicial branch undertook an extensive project to design and implement a weighted caseload system, assisted by the National Center for State Courts and the Office of Program Policy Analysis and Government Accountability.

The case weighting system analysis addresses the differences in the amount of time that must be spent on each case, depending on the case type. We have also adjusted for several factors that impact judicial workload, including differing jury trial rates in each circuit and county and the actual number of judges requested by the chief judge in each circuit.

Despite our use of a methodology that was developed at the direction of the Legislature and that was endorsed by the Office of Program Policy Analysis and Government Accountability,<sup>4</sup> the Legislature has authorized less than twenty percent of the total number of trial court judges certified since the Court began using the new methodology in 2000. No new trial court judges have been funded in the past two legislative sessions. The net result is a growing judicial need in the circuit and county courts.

The decade-long gap between the certified need and the authorization of new judges, and the absence of any new judgeships in the past two years, have resulted in Florida’s judges carrying a much higher workload than their peers in other states. Due to tremendous growth, Florida has become the nation’s fourth most populous state. Of the ten most populous states, Florida ranks second highest in filings per judge. Remarkably, as of 2002, our general jurisdiction judges handle 46.5 percent more filings than the national average.<sup>5</sup>

In addition, Florida is unique in several ways that affect our judicial system. First, our population swells during the winter months, which produces increased activity of all kinds that impacts judicial workload. Second, the changing demographics of Florida affect our judicial system and strain its capacity. For example, the continued growth of non-English-speaking residents increases the need for court interpreters. Typically, these cases take longer to process and may contribute to delays in case processing times. Likewise, Florida’s aging population has resulted in an increase in guardianship, probate, and other cases. Lastly, geographic complexities in multi-county circuits have placed additional workload demands on the circuit courts because of required travel between courthouses.

Analysis of caseloads also reveals increases in certain types of cases in the circuit courts that are more labor intensive and therefore more heavily weighted. Most notable are cases involving murder. From fiscal year 1999-2000 to fiscal year 2002-2003, capital murder cases increased approximately fourteen percent and non-capital murder cases increased approximately thirty-one percent. The case weights for capital and non-capital murder are the highest in the weighted caseload system; accordingly, they have a significant impact on the increased need for judges.

Further exacerbating the need for additional judges is the growth of filings occurring in domestic violence, probate, and the other types of civil cases. Domestic violence cases experienced a nine percent increase from fiscal year 1999-2000 to fiscal year 2002-2003, which continues a trend that began in the early 1990’s. In the past decade, there has been a 100 percent increase in domestic violence filings. These cases demand immediate attention and substantial judicial labor. Significant increases in this area may be due to the various statutory changes that have provided greater access to the court system for domestic violence victims seeking injunctions for protection. Furthermore, domestic violence advocates have been successful in encouraging more victims to use the court system to help ensure their safety. Although greater access to justice is critical for both domestic violence victims and for those accused of domestic violence, the ability to dispense justice promptly depends on an adequate number of judges to adjudicate these disputes.

From fiscal year 2001-2002 to fiscal year 2002-2003, every case type in the probate divisions experienced significant increases. Marchman Act<sup>6</sup> cases lead the division with an approximate thirty-one percent increase, while Baker Act<sup>7</sup> cases increased by approximately ten percent. Baker Act case filings are expected to continue this growth trend with the recent legislation creating a new procedure for involuntary outpatient placement. The remaining categories of circuit civil cases, including eminent domain, administrative agency appeals, replevins, and habeas corpus proceedings, experienced a ten percent increase in filings from fiscal year 1999-2000 to fiscal year 2002-2003, and this rate of growth is projected to continue over the next three-year period.

Caseloads in the county courts continue to increase at a rate even greater than those in the circuit courts. Yet the county courts have not received funding for new judgeships in the last three years. Overall, county court filings, excluding civil traffic infractions, increased approximately eleven percent from fiscal year 1999-2000 to fiscal year 2002-2003. In fact, during that time frame, significant increases were experienced in six of the eight county court case types. The County Civil Division had the foremost increases with the small claims, civil (matters involving claims ranging from \$5,001 through \$15,000), and evictions cases undergoing forty percent, twenty-five percent, and seventeen percent increases in filings, respectively. Under the weighted caseload system, the county civil and small claims cases have the second and fourth highest weights for the county courts.

In addition to the increased number of county civil case filings, these types of cases are generally filed by unrepresented litigants, who are often unfamiliar with statutes, court rules, and court procedures. This increases the amount of judicial time expended on these cases. Other factors impacting the workload of county courts include large increases in population, the necessity for judges and court personnel to travel between branch courthouses, and the construction of branch courthouses in urban counties.<sup>8</sup>

Lastly, the chief judges of the trial courts, as well as other circuit and county judges, have advised us that there are judicial workload concerns resulting from new laws passed by the Legislature. One example is recent legislation that substantially amends chapter 394, Florida Statutes, and expands the circuit courts’ role in involuntary mental health

placements. The current weighted caseload system does not account for this extra judicial time. Thus, we have filed a legislative budget request for funding to reevaluate the case weights presently being used. This request is consistent with the National Center for State Courts' final report, issued in January 2000, which recommended that the weights be evaluated every five years to preserve the integrity of the system.<sup>9</sup> Factors such as changes in statutes, court rules, legal practices, available technologies, and supplemental resources influence the appropriateness of the case weights. We ask for serious consideration of this request by the Legislature to ensure that our case weights keep pace with new requirements and changing resources.

#### SUPPLEMENTAL RESOURCES

Supplemental resources are in place to assist our judges in the fundamental mission of safeguarding Floridians' constitutional rights of due process, equal protection, and access to courts. This is accomplished by providing vital assistance to our judges with their caseloads through judicial assistants, case managers, law clerks, and magistrates, by providing for mediation of certain case types to reduce the number of time-consuming trials, and by ensuring the efficient and effective operation of the trial courts through court administration. The Legislature recognized the validity and value of these resources by funding each of these categories of resources as elements of the State Courts System during the 2004 Legislative Session.

The weighted caseload system factors existing supplemental resources into its analysis. Thus, we emphasize that the case weights and the corresponding need for judges would be much higher had those resources not been available or not been considered in the methodology.

Many chief judges have reported the positive effects of these resources in their circuits. With the increase in the use of supplemental resources made possible by Revision 7 funding in circuits where such resources were previously scarce or nonexistent, we stress again the need to conduct a reevaluation of the current weighted caseload system.

#### REQUESTS FOR JUDGESHIPS

Over the last several years, the chief judges of this state have repeatedly emphasized the need for judicial help in their circuits. We, in turn, have critically reviewed these requests and certified the appropriate number of judgeships to the Legislature. We have been especially concerned with providing an adequate number of judges to hear our family law cases, including juvenile delinquency cases, which demand individual attention at an early stage but which also have the highest cases per judge ratio. Despite a well-documented process for assessing workload, ever increasing caseloads, and repeated certification requests, the Legislature has failed to fund an adequate number of judges for this state.

Each day the circuit and county judges of this state work to dispense justice. In many instances, their workload is well beyond capacity. This workload demand, left unaddressed, affects the timeliness and quality of judges' work. Faced with increasing caseloads, judges are forced to devote less time to each case, resulting in the potential for a diminished quality of justice and a detrimental effect on the rule of law. At the trial court level, this Court and the chief judges of this state know which divisions are in dire need of judicial services. We expressly noted in 2003:

In previous certification opinions, this Court has emphasized the need for the adequate allocation of judicial time and resources for juvenile delinquency and dependency cases. We commend the trial courts for their diligent efforts in responding to that need. Considerable progress has been made, yet more remains to be done. Children are Florida's most precious resource. Children who are involved in the judicial system have special needs, and it is critical that all three branches of government work collaboratively to ensure that cases involving children who are abused, neglected, or delinquent are given sufficient and appropriate judicial attention. Accordingly, we encourage the trial courts to continue their efforts to ensure that adequate judicial resources are devoted to those divisions of the court serving children and families.

In re Certification of Need for Additional Judges, 842 So. 2d 100, 103 (Fla. 2003) (footnote omitted). We also have every expectation that, if funded, new judgeships will be allocated to those court divisions with the greatest need, and specifically to those divisions comprising the family court (i.e., dissolution of marriage, domestic violence, dependency and delinquency).

After reviewing the requests of the trial courts, and in light of the foregoing considerations, we certify the need for sixty-seven new circuit court judges for fiscal year 2005-2006 as follows:

1. Seven additional circuit judges each for the Fifth, Tenth, and Eleventh Circuits;
2. Six additional circuit judges each for the Thirteenth and Seventeenth Circuits;
3. Five additional circuit judges each for the Sixth and Ninth Circuits;
4. Four additional circuit judges each for the Seventh and Nineteenth Circuits;
5. Three additional circuit judges each for the First and Twentieth Circuits;
6. Two additional circuit judges each for the Second, Fourth, and Eighteenth Circuits; and
7. One additional circuit judge each for the Third, Eighth, Fourteenth, and Fifteenth Circuits.

Further, after reviewing the requests of the trial courts and in light of the above considerations, we certify the need for forty-one new county court judges for fiscal year 2005-2006 as follows:

1. Six additional county judges for Broward County;
2. Four additional county judges each for Pinellas, Hillsborough, and Brevard Counties;
3. Three additional county judges for Orange County;
4. Two additional county judges each for Marion, Pasco, Miami-Dade, Palm Beach, and Collier Counties; and
5. One additional county judge each for Duval, Hernando, Lake, Volusia, Manatee, Bay, Seminole, Martin, Saint Lucie, and Lee Counties.

We have specifically reviewed the requests for two circuit court judges in the Twelfth Circuit, one county judge in Osceola County, one county judge in Columbia County, and one additional county judge in Miami-Dade County. However, we have determined that absent special circumstances we must uniformly deny requests where the net need is less than 0.5.<sup>10</sup> We emphasize that in addition to mathematical calculations, our staff performs extensive analysis of each circuit's request to analyze availability of supplemental resources and any special circumstances justifying an exception. In accordance with these uniform procedures, we decline to certify the remaining requests.

The certification of need for new judges is entirely consistent with the methods used in previous years. More importantly, we would be disregarding our constitutional obligation to certify any fewer than those shown to be justified by the objective method that we employ.

#### DISTRICT COURTS OF APPEAL

Using the recently approved amended criteria for certifying the need for additional district court judges set forth in Florida Rule of Judicial Administration 2.035(b)(2),<sup>11</sup> we certify the need for one additional district court judge each for the Second and Fifth Districts.

In the future, this Court intends to further evaluate the district court workload through the Committee on District Court of Appeal Workload and Jurisdiction. This committee was established by Administrative Order AOSC04-122 (Sept. 22, 2004) to review appellate court workload issues. The committee is charged with developing recommendations to this Court on uniform criteria as a primary basis for a determination of the need to increase, decrease, or redefine the appellate districts. The committee may also make recommendations concerning district court structure and jurisdiction. In addition, the Commission on District Court of Appeal Performance and Accountability<sup>12</sup> is charged with proposing a process and criteria for determining the resource needs and deployment patterns sufficient to address the workload of the district courts of appeal, including a reexamination of whether the 350-filings-per-judge threshold accurately reflects a basis for certifying the need for additional district court of appeal judges.

Notwithstanding the future work of these bodies, it is apparent that the Second and Fifth Districts presently require additional judges. Statewide, the district courts of appeal recorded an average of approximately 390 case filings per judge in fiscal year 2003-2004. However, for the same time period, the Second District and the Fifth District experienced approximately 416 case filings per judge and 422 case filings per

judge, respectively. Despite this significant increase in burden, the number of judges in the district courts has remained constant since the 1999 legislative session,<sup>13</sup> while the number of annual filings has risen steadily. The 24,157 cases filed in the district courts in fiscal year 2003-2004 is an increase of approximately eleven percent over the 21,679 filings for fiscal year 1999-2000.

Since the 1993 legislative session, when the Second District was last authorized two additional judgeships, filings in that court have increased by approximately thirty-two percent. From 1994 forward, the Legislature authorized twenty-five additional circuit judges for the Second District but no new district judges. The current ratio of circuit judges to district judges in the Second District is ten to one and there are 142 circuit judges in the district, more than any other district.

Chief Judge Altenbernd, in his letter of judicial needs, directly addresses this issue:

Over the last fifteen years, I have become more impressed with the direct relationship between the number of circuit court judges in a district and the need for district court judges to review their work. When the ratio is one appellate judge for every eight circuit judges, caseload is very manageable. At 1:9 pressure begins to build. There are fourteen appellate judges in the Second District and 142 circuit judges. At a ratio of 1:10, there is a need for an additional judgeship.

Under these circumstances, this Court is concerned that timely, high-quality appellate review is at risk of being compromised due to a lack of judges to handle the high workload.

The chief judge of the Fifth District notes that workload has increased to a critical level and that delay in receiving judgeships is a matter of great concern in that court as well. The Fifth District is projected to have the highest number of filings per judge, approximately 441, of any of the district courts for fiscal year 2005-2006. The current ratio of circuit judges to district judges in the Fifth District is more than eleven to one, with 111 circuit judges in the district. Traditionally, the Fifth District has resisted adding new judgeships to avoid the costs and other challenges associated with creating larger courts. However, current workload necessitates the request for an additional judgeship.

#### DISTRICT COURT CERTIFICATION

Given the high caseload, increases in population, and growth in the circuit courts within the Second and Fifth Districts, it is evident that the considerable efficiency measures these districts have implemented are no longer adequate to offset the need for additional judgeships. Accordingly, we certify the need for one additional district court judge each for the Second and Fifth Districts. This certification renews the requests for additional judgeships for these districts that were certified in last year's certification opinion<sup>14</sup> but not authorized by the Legislature.

#### CONCLUSION

Florida's state courts system is at the dawn of a new era. As a result of the Revision 7 budgetary unification, for the first time in its history, Florida truly has a unified court system. Citizens throughout this great state now have access to justice to an extent previously unavailable in many counties. Florida's courts are bearing an enormous and ever-increasing caseload, but are managing to do so with efficiency and at a minimal cost to the people of Florida. Even after the funding of Revision 7, the State Courts System's budget is less than one percent of the State of Florida's budget. But our courts are reaching a point where the continuing shortage of judges will impact the fair, effective, and timely resolution of disputes. Our judiciary's continuing tradition of excellence depends on an adequate number of judgeships funded by the Legislature.

This opinion fulfills our constitutional mandate to certify those additional judgeships necessary to maintain the fair and timely administration of justice in Florida's State Courts System. We are confident that the Governor and the Legislature will respond to our certification of need. Failure to meet the needs of our courts could have serious consequences for our justice system in this state. We pledge our cooperation in every way to provide information and assistance to our coordinate branches of government to assure the continuation of justice for all Floridians.

It is so ordered.

WELLS, ANSTEAD, LEWIS, QUINCE, CANTERO, and BELL, JJ., concur.

Original Proceeding - Certification of the Need for Additional Judges

<sup>1</sup> Article V, section 9 of the Florida Constitution provides:

**Determination of number of judges.**—The supreme court shall establish by rule uniform criteria for the determination of the need for additional judges except supreme court justices, the necessity for decreasing the number of judges and for increasing, decreasing or redefining appellate districts and judicial circuits. If the supreme court finds that a need exists for increasing or decreasing the number of judges or increasing, decreasing or redefining appellate districts and judicial circuits, it shall, prior to the next regular session of the legislature, certify to the legislature its findings and recommendations concerning such need. Upon receipt of such certificate, the legislature, at the next regular session, shall consider the findings and recommendations and may reject the recommendations or by law implement the recommendations in whole or in part; provided the legislature may create more judicial offices than are recommended by the supreme court or may decrease the number of judicial offices by a greater number than recommended by the court only upon a finding of two-thirds of the membership of both houses of the legislature that such a need exists. A decrease in the number of judges shall be effective only after the expiration of a term. If the supreme court fails to make findings as provided above when need exists, the legislature may by concurrent resolution request the court to certify its findings and recommendations and upon the failure of the court to certify its findings for nine consecutive months, the legislature may, upon a finding of two-thirds of the membership of both houses of the legislature that a need exists, increase or decrease the number of judges or increase, decrease or redefine appellate districts and judicial circuits.

<sup>2</sup> See Fla. R. Jud. Admin. 2.035.

<sup>3</sup> The history of the Weighted Caseload System is detailed in National Center for State Courts, Florida Delphi-Based Weighted Caseload Project: Executive Summary (2000), available at [http://www.floridasupremecourt.org/pub\\_info/highprofile/certification.shtml](http://www.floridasupremecourt.org/pub_info/highprofile/certification.shtml)

<sup>4</sup> See Courts Improve Caseload System; Need to Address Supplemental Resources, OPPAGA Information Brief Report No. 99-38, March 2000.

<sup>5</sup> National Center for State Courts, Examining the Work of State Courts, 2003 (Brian J. Ostrom et al. eds., 2004).

<sup>6</sup> See ch. 397, Fla. Stat. (2004).

<sup>7</sup> See ch. 394, Fla. Stat. (2004).

<sup>8</sup> The issue of court access continues to be a primary concern for chief judges and this Court. The building of branch courthouses in urban settings or large counties helps to alleviate the burden of long commutes to courthouses in county seat locations and provide ready access to citizens. Examples of circuits with branch courthouse locations include the Sixth, Seventh, Eleventh, Thirteenth, Fifteenth, Sixteenth, Seventeenth, and Eighteenth Circuits.

<sup>9</sup> The report states: **Recommendation 2:** The OSCA should plan to conduct a systematic update of the case weights approximately every five years, depending on the judgment of the Court Statistics and Workload Committee. Funding for this should be part of the regular legislative agenda related to the process of certification of the need for new judgeships. Brian J. Ostrom et al., Florida Delphi-Based Weighted Caseload Project Final Report 75 (2000), available at [http://www.floridasupremecourt.org/pub\\_info/highprofile/DelphiFullReport.pdf](http://www.floridasupremecourt.org/pub_info/highprofile/DelphiFullReport.pdf)

<sup>10</sup> Total judicial need is the total number of judges required to complete all expected workload. Net judicial need is the difference between the total judicial need and number of existing judges.

<sup>11</sup> The use of these criteria is provisional. See Amendment to the Fla. Rules of Judicial Admin. (Certification of Judges), 29 Fla. L. Weekly S582, S583 (Fla. Oct. 14, 2004).

<sup>12.</sup> See Administrative Order AOSC04-21 (Sept. 23, 2004).

<sup>13.</sup> The Fifth District Court of Appeal received an additional judgeship in 1999.

<sup>14.</sup> See In re Certification of Need for Additional Judges, 863 So. 2d 1191 (Fla. 2003).

## COMMITTEES OF THE SENATE

(With Revisions)

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Senator Clary, Chair; Senator Lawson, Vice Chair; Senators Baker, Garcia and Siplin

### Government Efficiency Appropriations

Senator Atwater, Chair; Senator Campbell, Vice Chair; Senators Diaz de la Portilla, Geller, Haridopolos and Posey

### Governmental Oversight and Productivity

Senator Argenziano, Chair; Senator Lawson, Vice Chair; Senators Alexander, Garcia, Margolis and Sebesta

### Health and Human Services Appropriations

Senator Saunders, Chair; Senator Pruitt, Vice Chair; Senators Bennett, Dawson, Jones, Peaden, Rich and Wilson

### Health Care

Senator Peaden, Chair; Senator Dawson, Vice Chair; Senators Atwater, Fasano, Jones, Miller, Pruitt, Rich, Saunders and Siplin

### Judiciary

Senator Webster, Chair; Senator Villalobos, Vice Chair; Senators Aronberg, Baker, Campbell, Clary, Geller and Posey

### Justice Appropriations

Senator Crist, Chair; Senator Smith, Vice Chair; Senators Argenziano, Aronberg and Villalobos

### Regulated Industries

Senator Jones, Chair; Senator Hill, Vice Chair; Senators Aronberg, Dawson, Geller, Haridopolos, King, Posey, Saunders and Wise

### Rules and Calendar

Senator Pruitt, Chair; Senator Argenziano, Vice Chair; Senators Campbell, Carlton, Clary, Constantine, Diaz de la Portilla, Dockery, Garcia, Geller, Klein, Margolis, Miller, Smith and Villalobos

### Transportation

Senator Sebesta, Chair; Senator Klein, Vice Chair; Senators Bennett, Bullard, Clary, Crist, Diaz de la Portilla and Margolis

### Transportation and Economic Development Appropriations

Senator Fasano, Chair; Senator Margolis, Vice Chair; Senators Dockery, Hill, Sebesta and Webster

### Ways and Means

Senator Carlton, Chair; Senator Miller, Vice Chair; Senators Alexander, Atwater, Campbell, Clary, Crist, Fasano, King, Lawson, Margolis, Pruitt, Saunders, Smith and Villalobos

## OTHER COMMITTEES

### Select Committee on Medicaid Reform

Senator Carlton, Chair; Senator Atwater, Vice Chair; Senators Campbell, Dawson, Haridopolos, Peaden, Rich, Saunders and Villalobos

### Joint Select Committee on Collective Bargaining

Senator Argenziano, Co-Chair; Senators Garcia and Lawson

### Joint Select Committee on Hurricane Insurance

Senator Garcia, Co-Chair; Senators Alexander, Atwater, Baker, Campbell, Geller, Haridopolos and Lawson

## JOINT COMMITTEES

### Administrative Procedures Committee

Senator Bennett, Alternating Chair; Senators Argenziano and Bullard

### Legislative Auditing Committee

Senator Wise, Alternating Chair; Senators Crist, Dawson, Hill and Posey

### Legislative Budget Commission

Senator Carlton, Alternating Chair; Senators Alexander, Atwater, Fasano, Miller, Saunders and Smith

### Legislative Committee on Intergovernmental Relations

Senator Jones, Alternating Chair; Senators Constantine, Klein and Lynn

**CORRECTION AND APPROVAL OF JOURNAL**

The Journal of December 16, 2004, Special Session A, was corrected and approved.

**RECESS**

Pursuant to the motion by Senator Pruitt previously adopted, upon dissolution of the joint session at 12:06 p.m., the Senate recessed for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:00 a.m., Thursday, March 10 or upon call of the President.

**SENATE PAGES**

March 7-11, 2005

Elton "Bo" Barfield, Blountstown; Jody "Zach" Barnes, Wewahitchka; Justin Barnes, Wewahitchka; Danielle Butler, Tallahassee; Brandon Davis, Nocatee; Maria Fernandez-Merlo, Orlando; Grady "Trey" Goodwin III, Wewahitchka; Sophia Ibrahim, Brandon; Selah Manning, Hosford; Andrea Mars, Tallahassee; Rian Masanoff, Parkland; Cierra Smith, Tallahassee; Caitlyn Thompson, Longwood; Michael Tollerton, Sarasota; Ashley Vangates, Miami; Jeffrey Whipple, Umatilla; Roger Yeomas, Midway